

EXHIBIT 93

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Mark: MR. MONEY BAGS



US Serial Number: 78235953

Application Filing Date: Apr. 09, 2003

US Registration Number: 3152743

Registration Date: Oct. 10, 2006

Register: Principal

Mark Type: Trademark

Status: The registration has been renewed.

Status Date: Dec. 19, 2016

Publication Date: Apr. 11, 2006

Mark Information

Mark Literal Elements: MR. MONEY BAGS

Standard Character Claim: No

Mark Drawing Type: 3 - AN ILLUSTRATION DRAWING WHICH INCLUDES WORD(S)/ LETTER(S)/NUMBER(S)

Description of Mark: The mark consists of the words MR. MONEY BAGS with a picture of a man in a hat smoking a cigar surrounded by bags of money and piles of loose bills and coins.

Color(s) Claimed: Color is not claimed as a feature of the mark.

Design Search 02.01.30 - Men wearing two or three piece business suits; Business suits (men wearing)

Code(s): 02.01.31 - Men, stylized, including men depicted in caricature form

09.05.05 - Sombreros, cowboy hats (10 gallon hats), other broad-brimmed hats

10.01.01 - Cigars

13.01.09 - Christmas lights

19.07.13 - Sachet bags; Tea bag; Money bags; Laundry bags; Bags, Laundry

20.03.24 - Tickets, paper; Menus; Manuscript paper and sheet music; Trading cards; Money, paper; Music, sheet; Currency; Coupons;

Checks, bank; Calendars; Bumper stickers; Stickers, bumper; Sheet music

24.07.01 - Money (coins); Coins

24.17.03 - Dollar symbol (\$)

Goods and Services

Note: The following symbols indicate that the registrant/owner has amended the goods/services:

- Brackets [...] indicate deleted goods/services;
- Double parenthesis ((...)) identify any goods/services not claimed in a Section 15 affidavit of incontestability; and
- Asterisks *...* identify additional (new) wording in the goods/services.

For: Computer software and firmware for games of chance on any computerized platform, namely, dedicated gaming consoles, [video based slot machines, reel based slot machines,] and video lottery terminals; gaming devices, namely, gaming machines, slot machines, bingo machines with or without video output

International Class(es): 009 - Primary Class

U.S Class(es): 021, 023, 026, 036, 038

Class Status: ACTIVE

Basis: 1(a)

First Use: Jun. 17, 2002

Use in Commerce: Jun. 17, 2002

Basis Information (Case Level)

Filed Use: Yes

Currently Use: Yes

Amended Use: No

Filed ITU: No

Currently ITU: No

Amended ITU: No

Filed 44D: No Currently 44D: No Amended 44D: No
 Filed 44E: No Currently 44E: No Amended 44E: No
 Filed 66A: No Currently 66A: No
 Filed No Basis: No Currently No Basis: No

Current Owner(s) Information

Owner Name: VIDEO GAMING TECHNOLOGIES, INC.
 Owner Address: 308 Mallory Station Road
 Franklin, TENNESSEE 37067
 UNITED STATES
 Legal Entity Type: CORPORATION State or Country: TENNESSEE
 Where Organized:

Attorney/Correspondence Information

Attorney of Record
 Attorney Name: LINDA MARIE NORCROSS
 Attorney Primary Email Address: atus.uspto.mail@aristocrat.com Attorney Email Authorized: Yes
 Correspondent
 Correspondent Name/Address: LINDA MARIE NORCROSS
 Aristocrat Technologies, Inc.
 7230 AMIGO STREET
 LAS VEGAS, NEVADA 89119
 UNITED STATES
 Phone: 702 270 1257 Fax: 702 270 1236
 Correspondent e-mail: atus.uspto.mail@aristocrat.com kindra.perrigo-sorrow@vgf.net Correspondent e-mail Authorized: Yes

Domestic Representative - Not Found

Prosecution History

Date	Description	Proceeding Number
Jun. 25, 2017	ATTORNEY/DOM.REP.REVOKED AND/OR APPOINTED	
Jun. 25, 2017	TEAS REVOKE/APP/CHANGE ADDR OF ATTY/DOM REP RECEIVED	
Dec. 19, 2016	NOTICE OF ACCEPTANCE OF SEC. 8 & 9 - E-MAILED	
Dec. 19, 2016	REGISTERED AND RENEWED (FIRST RENEWAL - 10 YRS)	76874
Dec. 19, 2016	REGISTERED - SEC. 8 (10-YR) ACCEPTED/SEC. 9 GRANTED	76874
Dec. 19, 2016	CASE ASSIGNED TO POST REGISTRATION PARALEGAL	76874
Oct. 10, 2016	TEAS SECTION 8 & 9 RECEIVED	
Oct. 10, 2015	COURTESY REMINDER - SEC. 8 (10-YR)/SEC. 9 E-MAILED	
Dec. 31, 2014	ASSIGNMENT OF OWNERSHIP NOT UPDATED AUTOMATICALLY	
Jan. 07, 2014	ATTORNEY/DOM.REP.REVOKED AND/OR APPOINTED	
Jan. 07, 2014	TEAS REVOKE/APP/CHANGE ADDR OF ATTY/DOM REP RECEIVED	
Jun. 21, 2012	APPLICANT/CORRESPONDENCE CHANGES (NON-RESPONSIVE) ENTERED	88888
Jun. 21, 2012	TEAS CHANGE OF OWNER ADDRESS RECEIVED	
Mar. 21, 2012	APPLICANT/CORRESPONDENCE CHANGES (NON-RESPONSIVE) ENTERED	88888
Mar. 21, 2012	TEAS CHANGE OF OWNER ADDRESS RECEIVED	
Dec. 13, 2011	NOTICE OF ACCEPTANCE OF SEC. 8 & 15 - E-MAILED	
Dec. 13, 2011	REGISTERED - SEC. 8 (6-YR) ACCEPTED & SEC. 15 ACK.	68335
Dec. 13, 2011	CASE ASSIGNED TO POST REGISTRATION PARALEGAL	68335
Nov. 01, 2011	TEAS SECTION 8 & 15 RECEIVED	
Sep. 27, 2011	TEAS CHANGE OF CORRESPONDENCE RECEIVED	
May 04, 2011	ATTORNEY/DOM.REP.REVOKED AND/OR APPOINTED	
May 04, 2011	TEAS REVOKE/APP/CHANGE ADDR OF ATTY/DOM REP RECEIVED	
Feb. 28, 2011	APPLICANT/CORRESPONDENCE CHANGES (NON-RESPONSIVE) ENTERED	88888

Feb. 28, 2011	TEAS CHANGE OF OWNER ADDRESS RECEIVED	
Oct. 28, 2009	TEAS CHANGE OF CORRESPONDENCE RECEIVED	
Oct. 10, 2006	REGISTERED-PRINCIPAL REGISTER	
Aug. 25, 2006	EXTENSION OF TIME TO OPPOSE PROCESS - TERMINATED	
May 06, 2006	EXTENSION OF TIME TO OPPOSE RECEIVED	
Apr. 11, 2006	PUBLISHED FOR OPPOSITION	
Mar. 22, 2006	NOTICE OF PUBLICATION	
Feb. 22, 2006	LAW OFFICE PUBLICATION REVIEW COMPLETED	77975
Feb. 21, 2006	ASSIGNED TO LIE	77975
Feb. 02, 2006	APPROVED FOR PUB - PRINCIPAL REGISTER	
Feb. 02, 2006	EXAMINERS AMENDMENT E-MAILED	6328
Feb. 02, 2006	EXAMINERS AMENDMENT -WRITTEN	76926
Jan. 20, 2006	LIE CHECKED SUSP - TO ATTY FOR ACTION	77975
Jun. 23, 2005	REPORT COMPLETED SUSPENSION CHECK CASE STILL SUSPENDED	76532
Dec. 23, 2004	LETTER OF SUSPENSION E-MAILED	6332
Dec. 23, 2004	SUSPENSION LETTER WRITTEN	76926
Dec. 02, 2004	AMENDMENT FROM APPLICANT ENTERED	67215
Nov. 26, 2004	CORRESPONDENCE RECEIVED IN LAW OFFICE	67215
Nov. 26, 2004	TEAS RESPONSE TO OFFICE ACTION RECEIVED	
May 27, 2004	NON-FINAL ACTION E-MAILED	
Apr. 13, 2004	CORRESPONDENCE RECEIVED IN LAW OFFICE	
Apr. 12, 2004	TEAS RESPONSE TO OFFICE ACTION RECEIVED	
Oct. 11, 2003	NON-FINAL ACTION E-MAILED	
Oct. 06, 2003	ASSIGNED TO EXAMINER	76926

Maintenance Filings or Post Registration Information

Affidavit of Section 8 - Accepted
Continued Use:

Affidavit of Section 15 - Accepted
Incontestability:

Renewal Date: Oct. 10, 2016

TM Staff and Location Information

TM Staff Information - None

File Location

Current Location: GENERIC WEB UPDATE

Date in Location: Dec. 19, 2016

Assignment Abstract Of Title Information

Summary

Total Assignments: 1

Registrant: VIDEO GAMING TECHNOLOGIES, INC.

Assignment 1 of 1

Conveyance: TRADEMARK SECURITY AGREEMENT

Reel/Frame: [5424/0434](#)

Pages: 27

Date Recorded: Dec. 22, 2014

Supporting [assignment-tm-5424-0434.pdf](#)
Documents:

Name: [VIDEO GAMING TECHNOLOGIES, INC.](#)

Legal Entity Type: CORPORATION

Assignor

Execution Date: Oct. 20, 2014

State or Country: TENNESSEE

Where Organized:

Assignee

Name: [UBS AG, STAMFORD BRANCH](#)

Legal Entity Type: BANK

State or Country: SWITZERLAND
Where Organized:

Address: 677 WASHINGTON BLVD., 6TH FLOOR
STAMFORD, CONNECTICUT 06901

Correspondent

Correspondent Name: LATHAM & WATKINS LLP

Correspondent Address: 650 TOWN CENTER DRIVE, SUITE 2000
COSTA MESA, CA 92626

Domestic Representative - Not Found

Proceedings

Summary

Number of Proceedings: 1

Type of Proceeding: Extension of Time

Proceeding Number: [78235953](#)

Filing Date: May 06, 2006

Status: Terminated

Status Date: Aug 25, 2006

Interlocutory Attorney:

Defendant

Name: VIDEO GAMING TECHNOLOGIES, INC.

Correspondent Address: Melinda B. Buurma
Howard & Howard Attorneys, P.C.
39400 Woodward Ave., Suite 101
Bloomfield Hills MI , 48304-5151
UNITED STATES

Associated marks

Mark	Application Status	Serial Number	Registration Number
MR. MONEY BAGS	Renewed	78235953	3152743

Potential Opposer(s)

Name: IGT

Correspondent Address: Sana Hakim
Bell, Boyd & Lloyd LLC
P.O. Box 1135
Chicago IL , 60690-1135
UNITED STATES

Correspondent e-mail: trademarks@bellboyd.com , shakim@bellboyd.com , kstarshak@bellboyd.com

Prosecution History

Entry Number	History Text	Date	Due Date
1	INCOMING - EXT TIME TO OPPOSE FILED	May 06, 2006	
2	EXTENSION OF TIME GRANTED	May 08, 2006	

Under the Paperwork Reduction Act of 1995 no persons are required to respond to a collection of information unless it displays a valid OMB control number.

1012 Form 2195-Rev 02/2015
OMB No. 0910-0081 (Exp 06/01/17)

Revocation, Appointment, and/or Change of Address of Attorney/Domestic Representative

The table below presents the data as entered.

Input Field	Entered
SERIAL NUMBER	78235953
REGISTRATION NUMBER	3152743
LAW OFFICE ASSIGNED	LAW OFFICE 113
MARK SECTION	
MARK	MR. MONEY BAGS (stylized and/or with design, see https://tmng-al.uspto.gov/resting2/api/img/78235953/large)
ATTORNEY SECTION	
ORIGINAL ADDRESS	Courtney Jackson 30711-1040 7700 Forsyth Blvd., Suite 1800 St. Louis Missouri 63105-1807 US 314-621-5070 314-613-8595 iptm@armstrongteasdale.com;ip@vgt.net
NEW ATTORNEY INFORMATION	
STATEMENT TEXT	By submission of this request, the undersigned REVOKES the power of attorney currently of record, as listed above, and hereby APPOINTS the following new attorney:
NAME	LINDA MARIE NORCROSS
FIRM NAME	Aristocrat Technologies, Inc.
STREET	7230 AMIGO STREET
CITY	LAS VEGAS
STATE	Nevada
COUNTRY	United States
POSTAL/ZIP CODE	89119
PHONE	702 270 1257
FAX	702 270 1236
EMAIL	atus.uspto.mail@aristocrat.com
ATTORNEY AUTHORIZED TO COMMUNICATE VIA E-MAIL	YES
NEW OTHER APPOINTED ATTORNEYS	MARC FOODMAN
NEW CORRESPONDENCE ADDRESS	
NAME	LINDA MARIE NORCROSS
FIRM NAME	Aristocrat Technologies, Inc.

STREET	7230 AMIGO STREET
CITY	LAS VEGAS
STATE	Nevada
COUNTRY	United States
POSTAL/ZIP CODE	89119
PHONE	702 270 1257
FAX	702 270 1236
EMAIL	atus.uspto.mail@aristocrat.com;kindra.perrigo-sorrow@vgt.net
AUTHORIZED TO COMMUNICATE VIA E-MAIL	YES
INDIVIDUAL ATTORNEY DOCKET/REFERENCE NUMBER	
SIGNATURE SECTION	
SIGNATURE	/LINDA MARIE NORCROSS/
SIGNATORY NAME	LINDA MARIE NORCROSS
SIGNATORY DATE	06/25/2017
SIGNATORY POSITION	ASSISTANT GENERAL COUNSEL
SIGNATORY PHONE NUMBER	702 270 1257
FILING INFORMATION SECTION	
SUBMIT DATE	Sun Jun 25 19:35:25 EDT 2017
TEAS STAMP	USPTO/RAA-XX.XXX.XXX.XX-2 0170625193525734015-87472 267-590f4ecc5402c311e697d 44d0f9618cf389e795598a87e 3524d74a5d4d79b73b7c-N/A- N/A-20170625192600299993

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OMB Form 0708-0188 (08/07)

Revocation, Appointment, and/or Change of Address of Attorney/Domestic Representative

To the Commissioner for Trademarks:

MARK: MR. MONEY BAGS (stylized and/or with design, see <https://tmng-al.uspto.gov/resting2/api/img/78235953/large>)

SERIAL NUMBER: 78235953

REGISTRATION NUMBER: 3152743

The original attorney information:

Courtney Jackson
30711-1040
7700 Forsyth Blvd., Suite 1800
St. Louis Missouri 63105-1807
US
314-621-5070
314-613-8595
iptm@armstrongteasdale.com; ip@vgt.net

Original Correspondence Address :

Courtney Jackson
Armstrong Teasdale LLP
7700 Forsyth Blvd., Suite 1800
St. Louis Missouri 63105-1807
US
314-621-5070
314-613-8595
iptm@armstrongteasdale.com; ip@vgt.net

By submission of this request, the undersigned REVOKES the power of attorney currently of record, as listed above, and hereby APPOINTS the following new attorney: In addition, any additional previously-appointed attorneys that are currently listed in the application are replaced with the new "Other Appointed Attorneys" listed below.

New attorney information:

LINDA MARIE NORCROSS
Aristocrat Technologies, Inc.
7230 AMIGO STREET
LAS VEGAS, Nevada 89119
United States
702 270 1257
702 270 1236
atus.uspto.mail@aristocrat.com

New Other Appointed Attorneys:

MARC FOODMAN

The following is to be used as the correspondence address:

LINDA MARIE NORCROSS
Aristocrat Technologies, Inc.
7230 AMIGO STREET
LAS VEGAS, Nevada 89119
United States

702 270 1257
702 270 1236
atus.uspto.mail@aristocrat.com; kindra.perrigo-sorrow@vgt.net

Signature: /LINDA MARIE NORCROSS/ Date: 06/25/2017
Signatory's Name: LINDA MARIE NORCROSS
Signatory's Position: ASSISTANT GENERAL COUNSEL
Signatory's Phone Number: 702 270 1257

Serial Number: 78235953
Internet Transmission Date: Sun Jun 25 19:35:25 EDT 2017
TEAS Stamp: USPTO/RAA-XX.XXX.XXX.XX-2017062519352573
4015-87472267-590f4ecc5402c311e697d44d0f
9618cf389e795598a87e3524d74a5d4d79b73b7c
-N/A-N/A-20170625192600299993

From: TMOOfficialNotices@USPTO.GOV
Sent: Monday, December 19, 2016 11:01 PM
To: iptm@armstrongteasdale.com
Cc: ip@vgt.net
Subject: Official USPTO Notice of Acceptance and Renewal Sections 8 and 9: U.S. Trademark RN 3152743: MR. MONEY BAGS (Stylized/Design): Docket/Reference No. 30711-1040

Serial Number: 78235953
Registration Number: 3152743
Registration Date: Oct 10, 2006
Mark: MR. MONEY BAGS (Stylized/Design)
Owner: VIDEO GAMING TECHNOLOGIES, INC.

Dec 19, 2016

NOTICE OF ACCEPTANCE UNDER SECTION 8

The declaration of use or excusable nonuse filed for the above-identified registration meets the requirements of Section 8 of the Trademark Act, 15 U.S.C. §1058. **The Section 8 declaration is accepted.**

NOTICE OF REGISTRATION RENEWAL UNDER SECTION 9

The renewal application filed for the above-identified registration meets the requirements of Section 9 of the Trademark Act, 15 U.S.C. §1059. **The registration is renewed.**

The registration will remain in force for the class(es) listed below for the remainder of the ten-year period, calculated from the registration date, unless canceled by an order of the Commissioner for Trademarks or a Federal Court.

Class(es):
009

TRADEMARK SPECIALIST
POST-REGISTRATION DIVISION
571-272-9500

REQUIREMENTS FOR MAINTAINING REGISTRATION IN SUCCESSIVE TEN-YEAR PERIODS

WARNING: Your registration will be canceled if you do not file the documents below during the specified time periods.

What and When to File: You must file a declaration of use (or excusable nonuse) and an application for renewal between every 9th and 10th-year period, calculated from the registration date. See 15 U.S.C. §§1058, 1059.

Grace Period Filings

The above documents will be considered as timely if filed within six months after the deadlines listed above with the payment of an additional fee.

*****The USPTO WILL NOT SEND ANY FURTHER NOTICE OR REMINDER OF THESE REQUIREMENTS. THE REGISTRANT SHOULD CONTACT THE USPTO ONE YEAR BEFORE THE EXPIRATION OF THE TIME PERIODS SHOWN ABOVE TO DETERMINE APPROPRIATE REQUIREMENTS AND FEES.*****

To view this notice and other documents for this application on-line, go to <http://tdr.uspto.gov/search.action?sn=78235953>. NOTE: This notice will only be available on-line the next business day after receipt of this e-mail.

Under the Paperwork Reduction Act of 1995 no persons are required to respond to a collection of information unless it displays a valid OMB control number.
100 Form 1063 (Rev. 05/2005)
OMB No. 0651-2055 (Exp. 07/31/2018)

Combined Declaration of Use and/or Excusable Nonuse/Application for Renewal of Registration of a Mark under Sections 8 & 9

The table below presents the data as entered.

Input Field	Entered
REGISTRATION NUMBER	3152743
REGISTRATION DATE	10/10/2006
SERIAL NUMBER	78235953
MARK SECTION	
MARK	MR. MONEY BAGS (stylized and/or with design)
ATTORNEY SECTION (current)	
NAME	Tiffany L. Schwartz
FIRM NAME	Armstrong Teasdale LLP
STREET	7700 Forsyth Blvd., Suite 1800
CITY	St. Louis
STATE	Missouri
POSTAL CODE	63105-1807
COUNTRY	United States
PHONE	314-621-5070
FAX	314-613-8595
EMAIL	iptm@armstrongteasdale.com
AUTHORIZED TO COMMUNICATE VIA E-MAIL	Yes
ATTORNEY SECTION (proposed)	
NAME	Courtney Jackson
FIRM NAME	Armstrong Teasdale LLP
STREET	7700 Forsyth Blvd., Suite 1800
CITY	St. Louis
STATE	Missouri
POSTAL CODE	63105-1807
COUNTRY	United States
PHONE	314-621-5070
FAX	314-613-8595
EMAIL	iptm@armstrongteasdale.com
AUTHORIZED TO COMMUNICATE VIA E-MAIL	Yes
DOCKET/REFERENCE NUMBER	30711-1040

OTHER APPOINTED ATTORNEY	Donna F. Schmitt; Robert B. Reeser
CORRESPONDENCE SECTION (current)	
NAME	Tiffany L. Schwartz
FIRM NAME	Armstrong Teasdale LLP
STREET	7700 Forsyth Blvd., Suite 1800
CITY	St. Louis
STATE	Missouri
POSTAL CODE	63105-1807
COUNTRY	United States
PHONE	314-621-5070
FAX	314-613-8595
EMAIL	iptm@armstrongteasdale.com;ip@vgt.net
AUTHORIZED TO COMMUNICATE VIA E-MAIL	Yes
CORRESPONDENCE SECTION (proposed)	
NAME	Courtney Jackson
FIRM NAME	Armstrong Teasdale LLP
STREET	7700 Forsyth Blvd., Suite 1800
CITY	St. Louis
STATE	Missouri
POSTAL CODE	63105-1807
COUNTRY	United States
PHONE	314-621-5070
FAX	314-613-8595
EMAIL	iptm@armstrongteasdale.com;ip@vgt.net
AUTHORIZED TO COMMUNICATE VIA E-MAIL	Yes
DOCKET/REFERENCE NUMBER	30711-1040
GOODS AND/OR SERVICES SECTION	
INTERNATIONAL CLASS	009
GOODS OR SERVICES TO BE DELETED	video based slot machines, reel based slot machines, slot machines
GOODS OR SERVICES IN USE IN COMMERCE OR FOR WHICH OWNER CLAIMS EXCUSABLE NONUSE	Computer software and firmware for games of chance on any computerized platform, namely, dedicated gaming consoles, and video lottery terminals; gaming devices, namely, gaming machines, bingo machines with or without video output
SPECIMEN FILE NAME(S)	\\TICRS\EXPORT17\IMAGEOUT 17\782\359\78235953\xml1\ S890002.JPG
SPECIMEN DESCRIPTION	digital photo of the mark used in connection with the goods as they are sold in commerce
OWNER SECTION (current)	
NAME	VIDEO GAMING TECHNOLOGIES, INC.

STREET	308 Mallory Station Road
CITY	Franklin
STATE	Tennessee
ZIP/POSTAL CODE	37067
COUNTRY	United States
PHONE	6153721000
FAX	6153721099
OWNER SECTION (proposed)	
NAME	VIDEO GAMING TECHNOLOGIES, INC.
STREET	308 Mallory Station Road
CITY	Franklin
STATE	Tennessee
ZIP/POSTAL CODE	37067
COUNTRY	United States
PHONE	6153721000
FAX	6153721099
EMAIL	iptm@armstrongteasdale.com
AUTHORIZED TO COMMUNICATE VIA E-MAIL	Yes
LEGAL ENTITY SECTION (current)	
TYPE	corporation
STATE/COUNTRY OF INCORPORATION	Tennessee
PAYMENT SECTION	
NUMBER OF CLASSES	1
NUMBER OF CLASSES PAID	1
SUBTOTAL AMOUNT	400
TOTAL FEE PAID	400
SIGNATURE SECTION	
SIGNATURE	/Keith D. Moore/
SIGNATORY'S NAME	Keith D. Moore
SIGNATORY'S POSITION	Director of IP
DATE SIGNED	10/10/2016
SIGNATORY'S PHONE NUMBER	314-621-5070
PAYMENT METHOD	DA
FILING INFORMATION	
SUBMIT DATE	Mon Oct 10 15:41:36 EDT 2016
TEAS STAMP	USPTO/S08N09-XXX.XX.XX.XX X-20161010154136359621-31 52743-570535e2280e55d6c4f dbbb69fd796d3fe9ac932dde4

5c97ba69f6619b68111d3-DA-
11520-2016101011591200628
3

Under the Paperwork Reduction Act of 1995 no persons are required to respond to a collection of information unless it displays a valid OMB control number.

OMB Form 0942-0046-00020001

OMB No. 0942-0046-00020001

**Combined Declaration of Use and/or Excusable Nonuse/Application for Renewal of Registration of a Mark under
Sections 8 & 9**

To the Commissioner for Trademarks:

REGISTRATION NUMBER: 3152743

REGISTRATION DATE: 10/10/2006

MARK: (Stylized and/or with Design, MR. MONEY BAGS (see, mark))

The owner, VIDEO GAMING TECHNOLOGIES, INC., a corporation of Tennessee, having an address of
308 Mallory Station Road
Franklin, Tennessee 37067
United States
6153721000
6153721099
iptm@armstrongteasdale.com (authorized)

is filing a Combined Declaration of Use and/or Excusable Nonuse/Application for Renewal of Registration of a Mark under Sections 8 & 9.

For International Class 009, this filing does **NOT** cover the following goods or services for this specific class listed in the registration, and these goods or services are to be permanently **deleted** from the registration: video based slot machines, reel based slot machines, slot machines

The mark is in use in commerce on or in connection with the following goods or services listed in the existing registration for this specific class; or, the owner is making the listed excusable nonuse claim: Computer software and firmware for games of chance on any computerized platform, namely, dedicated gaming consoles, and video lottery terminals; gaming devices, namely, gaming machines, bingo machines with or without video output

The owner is submitting one(or more) specimen(s) showing the mark as used in commerce on or in connection with any item in this class, consisting of a(n) digital photo of the mark used in connection with the goods as they are sold in commerce.

Specimen File1

The registrant's current Attorney Information: Tiffany L. Schwartz of Armstrong Teasdale LLP
7700 Forsyth Blvd., Suite 1800
St. Louis, Missouri 63105-1807
United States

The registrant's proposed Attorney Information: Courtney Jackson of Armstrong Teasdale LLP
7700 Forsyth Blvd., Suite 1800
St. Louis, Missouri 63105-1807
United States

The docket/reference number is 30711-1040.

The Other Appointed Attorney(s): Donna F. Schmitt; Robert B. Reeser.

The phone number is 314-621-5070.

The fax number is 314-613-8595.

The email address is iptm@armstrongteasdale.com.

The registrant's current Correspondence Information: Tiffany L. Schwartz of Armstrong Teasdale LLP
7700 Forsyth Blvd., Suite 1800
St. Louis, Missouri 63105-1807
United States

The registrant's proposed Correspondence Information: Courtney Jackson of Armstrong Teasdale LLP
7700 Forsyth Blvd., Suite 1800

St. Louis, Missouri 63105-1807
United States
The docket/reference number is 30711-1040.

The phone number is 314-621-5070.

The fax number is 314-613-8595.

The email address is iptm@armstrongteasdale.com;ip@vgt.net.

A fee payment in the amount of \$400 will be submitted with the form, representing payment for 1 class(es), plus any additional grace period fee, if necessary.

Declaration

Section 8: Declaration of Use and/or Excusable Nonuse in Commerce

Unless the owner has specifically claimed excusable nonuse, the mark is in use in commerce on or in connection with the goods/services, or to indicate membership in the collective membership organization identified above, as evidenced by the attached specimen(s) showing the mark as used in commerce.

The signatory being warned that willful false statements and the like are punishable by fine or imprisonment, or both, under 18 U.S.C. § 1001, and that such willful false statements and the like may jeopardize the validity of this submission, declares that all statements made of his/her own knowledge are true and all statements made on information and belief are believed to be true.

Section 9: Application for Renewal

The registrant requests that the registration be renewed for the goods/services/collective organization identified above.

Signature: /Keith D. Moore/ Date: 10/10/2016
Signatory's Name: Keith D. Moore
Signatory's Position: Director of IP
Signatory's Phone Number: 314-621-5070

Mailing Address (current):

Armstrong Teasdale LLP
7700 Forsyth Blvd., Suite 1800
St. Louis, Missouri 63105-1807

Mailing Address (proposed):

Armstrong Teasdale LLP
7700 Forsyth Blvd., Suite 1800
St. Louis, Missouri 63105-1807

Serial Number: 78235953

Internet Transmission Date: Mon Oct 10 15:41:36 EDT 2016

TEAS Stamp: USPTO/S08N09-XXX.XX.XX.XXX-2016101015413

6359621-3152743-570535e2280e55d6c4fdbbb6

9fd796d3fe9ac932dde45c97ba69f6619b68111d

3-DA-11520-20161010115912006283



ROUTING SHEET TO POST REGISTRATION (PRU)

Registration Number: 3152743



Serial Number: 78235953



RAM Sale Number: 3152743

RAM Accounting Date: 20161011

Total Fees: \$400

Note: Process in accordance with Post Registration Standard Operating Procedure (SOP)

<u>Transaction</u>	<u>Fee Code</u>	<u>Transaction Date</u>	<u>Fee per Class</u>	<u>Number of Classes</u>	<u>Number of Classes Paid</u>	<u>Total Fee</u>
§8 affidavit	7205	20161010	\$100	1	1	\$100
Application for Renewal (§9)	7201	20161010	\$300	1	1	\$300

Physical Location: 900 - FILE REPOSITORY (FRANCONIA)

Lost Case Flag: False

In TICRS (AM-FLG-IN-TICRS): True

Transaction Date: 20161010





From: TMOOfficialNotices@USPTO.GOV
Sent: Saturday, October 10, 2015 01:03 AM
To: iptm@armstrongteasdale.com
Cc: ip@vgt.net
Subject: Official USPTO Courtesy Reminder of Required Trademark Registration Maintenance Filings Under Section 8 and 9: U.S. Trademark RN 3152743: MR. MONEY BAGS (Stylized/Design)

U.S. Serial Number: 78235953
U.S. Registration Number: 3152743
U.S. Registration Date: Oct 10, 2006
Mark: MR. MONEY BAGS (Stylized/Design)
Owner: VIDEO GAMING TECHNOLOGIES, INC.

Oct 10, 2015

**U.S. PATENT AND TRADEMARK OFFICE ("USPTO") COURTESY REMINDER
OF REQUIRED TRADEMARK REGISTRATION MAINTENANCE FILINGS UNDER SECTIONS 8 AND 9**

WARNING: Your trademark registration will be **CANCELLED** and will **EXPIRE** if you do not file the required documents below during the specified statutory time periods.

The above-identified registration registered on Oct 10, 2006. Therefore, the owner of the registration must file a Declaration of Use and/or Excusable Nonuse and an Application for Renewal under §§8 and 9 of the Trademark Act anytime between now and Oct 11, 2016. For an additional fee, the owner may file the documents within the six-month grace period that ends on Apr 10, 2017. See 15 U.S.C. §§1058, 1059. The current fee for a combined filing under §§8 and 9 is \$400 per class for filings submitted through the USPTO's official website using the Trademark Electronic Application System ("TEAS"), and the additional fee for filing during the six-month grace period is \$200 per class. 37 C.F.R. §2.6.

To expedite processing, the owner is encouraged to file through TEAS. Official forms for filing a Combined Declaration of Use and/or Excusable Nonuse and Application for Renewal under §§8 and 9 are available through TEAS at http://www.uspto.gov/trademarks/teas/reg_maintain.jsp.

For information regarding how to record ownership documents such as assignments, name changes and mergers, please see TMEP §503. To expedite recordation, the owner is encouraged to file requests for recordation through the Electronic Trademark Assignment System ("ETAS") at <http://etas.uspto.gov>.

For further information regarding the maintenance of a trademark registration, including future maintenance filings, please consult the USPTO website at <http://www.uspto.gov/trademarks/process/maintain/prfaq.jsp>.

This reminder notice is being sent only as a courtesy to those trademark owners who have authorized e-mail communication and maintain a current e-mail address with the USPTO. Failure by the USPTO to send a reminder or non-receipt of a reminder does not excuse a trademark owner from meeting the statutory obligations for maintaining a trademark registration. If a registration is cancelled and/or expired due to the failure to timely file required maintenance documents, it cannot be reinstated or revived.

To check the status of this registration, go to http://tsdr.uspto.gov/#caseNumber=78235953&caseType=SERIAL_NO&searchType=statusSearch or contact the Trademark Assistance Center at 1-800-786-9199.

Beware of Unofficial Trademark Solicitations: Please be aware that private companies not associated with the USPTO often use trademark registration information from the USPTO's database to mail or e-mail trademark-related solicitations. This is the only official reminder that you will receive from the USPTO about your upcoming required maintenance filings. For additional information about these private solicitations, please visit the USPTO website at http://www.uspto.gov/trademarks/solicitation_warnings.jsp.

In order to be eligible for future e-mail reminders of maintenance filings, please remember to authorize e-mail communication when filing your maintenance documents through TEAS and ensure that you maintain a current e-mail address with the USPTO.

USDC Form 2199 dRev 10/2016
 CMR 500 - OKC - 10/10/16 (exp 10/10/21)

Revocation of Attorney/Domestic Representative and/or Appointment of Attorney/Domestic Representative

The table below presents the data as entered.

Input Field	Entered
SERIAL NUMBER	78235953
REGISTRATION NUMBER	3152743
LAW OFFICE ASSIGNED	LAW OFFICE 113
MARK SECTION	
MARK	MR. MONEY BAGS (stylized and/or with design)
ATTORNEY SECTION	
ORIGINAL ADDRESS	Phillip E. Walker T0001.001 1600 DIVISION STREET, SUITE 500 NASHVILLE Tennessee (TN) 37203 US 6152422400 6152422221 bfl@iplawgroup.com
NEW ATTORNEY ADDRESS	
STATEMENT TEXT	By submission of this request, the undersigned REVOKES the power of attorney currently of record, as listed above, and hereby APPOINTS the following new attorney.
NAME	Tiffany L. Schwartz
FIRM NAME	Armstrong Teasdale LLP
STREET	7700 Forsyth Blvd., Suite 1800
CITY	St. Louis
STATE	Missouri
COUNTRY	United States
POSTAL/ZIP CODE	63105-1807
PHONE	314-621-5070
FAX	314-613-8595
EMAIL	iptn@armstrongteasdale.com
ATTORNEY AUTHORIZED TO COMMUNICATE VIA E-MAIL	YES
NEW OTHER APPOINTED ATTORNEYS	M. Courtney Jackson
NEW CORRESPONDENCE ADDRESS	
NAME	Tiffany L. Schwartz
FIRM NAME	Armstrong Teasdale LLP

STREET	7700 Forsyth Blvd., Suite 1800
CITY	St. Louis
STATE	Missouri
COUNTRY	United States
POSTAL/ZIP CODE	63105-1807
PHONE	314-621-5070
FAX	314-613-8595
EMAIL	iptm@armstrongteasdale.com;ip@vgt.net
AUTHORIZED TO COMMUNICATE VIA E-MAIL	YES
OTHER APPOINTED ATTORNEY	M. Courtney Jackson
SIGNATURE SECTION	
SIGNATURE	/Keith D. Moore/
SIGNATORY NAME	Keith D. Moore
SIGNATORY DATE	01/07/2014
SIGNATORY POSITION	Director of IP
FILING INFORMATION SECTION	
SUBMIT DATE	Tue Jan 07 15:52:23 EST 2014
TEAS STAMP	USPTO/RAA-XX.XXX.XX.XXX-2 0140107155223850891-78235 953-500955b451c94b32c9b7b b4d4a6ac385b38a43952c0956 2a7796dc3caa96e111f5-N/A- N/A-20140107154534343179

PDF GENERATED BY
COMPTON, BELL & HOWELL, LLP

Revocation of Attorney/Domestic Representative and/or Appointment of Attorney/Domestic Representative

To the Commissioner for Trademarks:

MARK: MR. MONEY BAGS (stylized and/or with design)

SERIAL NUMBER: 78235953

REGISTRATION NUMBER: 3152743

The original attorney

Phillip E. Walker

T0001.001

1600 DIVISION STREET, SUITE 500

NASHVILLE Tennessee 37203

US

6152422400

6152422221

bfl@iplawgroup.com

Original Correspondence Address :

Phillip E. Walker

WADDEY & PATTERSON, P.C.

1600 DIVISION STREET, SUITE 500

NASHVILLE Tennessee 37203

US

6152422400

6152422221

bfl@iplawgroup.com

By submission of this request, the undersigned REVOKES the power of attorney currently of record, as listed above, and hereby APPOINTS the following new attorney. In addition, any additional previously-appointed attorneys that are currently listed in the application are replaced with the new "Other Appointed Attorneys" listed below.

Newly Appointed Attorney:

Tiffany L. Schwartz

Armstrong Teasdale LLP

7700 Forsyth Blvd., Suite 1800

St. Louis, Missouri 63105-1807

United States

314-621-5070

314-613-8595

iptm@armstrongteasdale.com

Other Appointed Attorneys:

M. Courtney Jackson

The following is to be used as the correspondence address:

Tiffany L. Schwartz

Armstrong Teasdale LLP

7700 Forsyth Blvd., Suite 1800

St. Louis, Missouri 63105-1807

United States

314-621-5070

314-613-8595

iptm@armstrongteasdale.com;ip@vgt.net

Signature: /Keith D. Moore/ Date: 01/07/2014
Signatory's Name: Keith D. Moore
Signatory's Position: Director of IP

Serial Number: 78235953
Internet Transmission Date: Tue Jan 07 15:52:23 EST 2014
TEAS Stamp: USPTO/RAA-XX.XXX.XX.XXX-2014010715522385
0891-78235953-500955b451c94b32c9b7bb4d4a
6ac385b38a43952c09562a7796dc3caa96e111f5
-N/A-N/A-20140107154534343179

Change Of Owner's Address

The table below presents the data as entered.

Input Field	Entered
SERIAL NUMBER	78235953
REGISTRATION NUMBER	3152743
LAW OFFICE ASSIGNED	LAW OFFICE 113
MARK SECTION	
MARK	MR. MONEY BAGS (stylized and/or with design)
OWNER SECTION (current)	
NAME	VIDEO GAMING TECHNOLOGIES, INC.
STREET	308 Mallory Station Road
CITY	Franklin
STATE	Tennessee
ZIP/POSTAL CODE	37064
COUNTRY	US
PHONE	6153721000
FAX	6153721099
NEW OWNER ADDRESS	
STREET	308 Mallory Station Road
CITY	Franklin
STATE	Tennessee
ZIP/POSTAL CODE	37067
COUNTRY	United States
PHONE	6153721000
FAX	6153721099
SIGNATURE SECTION	
SIGNATURE	/Keith D. Moore/
SIGNATORY NAME	Keith D. Moore
SIGNATORY DATE	06/21/2012
SIGNATORY POSITION	Director of IP
FILING INFORMATION SECTION	
SUBMIT DATE	Thu Jun 21 10:39:43 EDT 2012
TEAS STAMP	USPTO/COA-XX.XXX.XX.XXX-2 0120621103943517937-85531 726-490756eb457112cc89cae a284871d559e2-N/A-N/A-201 20621102851104793

Change Of Owner's Address

The table below presents the data as entered.

Input Field	Entered
SERIAL NUMBER	78235953
REGISTRATION NUMBER	3152743
LAW OFFICE ASSIGNED	LAW OFFICE 113
MARK SECTION	
MARK	MR. MONEY BAGS (stylized and/or with design)
OWNER SECTION (current)	
NAME	VIDEO GAMING TECHNOLOGIES, INC.
STREET	155 Franklin Road, Suite 255
CITY	Brentwood
STATE	Tennessee
ZIP/POSTAL CODE	37027
COUNTRY	US
PHONE	615 372 1000
FAX	615 372 1099
NEW OWNER ADDRESS	
INTERNAL ADDRESS	Video Gaming Technologies, Inc.
STREET	308 Mallory Station Road
CITY	Franklin
STATE	Tennessee
ZIP/POSTAL CODE	37064
COUNTRY	United States
PHONE	6153721000
FAX	6153721099
SIGNATURE SECTION	
SIGNATURE	/Keith D. Moore/
SIGNATORY NAME	Keith D. Moore
SIGNATORY DATE	03/21/2012
SIGNATORY POSITION	Director of IP
FILING INFORMATION SECTION	
SUBMIT DATE	Wed Mar 21 14:00:38 EDT 2012
TEAS STAMP	USPTO/COA-XX.XXX.XXX.XXX- 20120321140038341252-7726 7900-490b7057fa15e4537d59

7da2276f9efe-N/A-N/A-2012
0321135001588356

From: TMOOfficialNotices@USPTO.GOV
Sent: Tuesday, December 13, 2011 11:00 PM
To: bfl@iplawgroup.com
Subject: Trademark RN 3152743: Official Notice of Acceptance and Acknowledgement under Sections 8 and 15 of the Trademark Act

Serial Number: 78235953
Registration Number: 3152743
Registration Date: Oct 10, 2006
Mark: MR. MONEY BAGS(STYLIZED/DESIGN)
Owner: VIDEO GAMING TECHNOLOGIES, INC.

Dec 13, 2011

NOTICE OF ACCEPTANCE UNDER SECTION 8

The declaration of use or excusable nonuse filed for the above-identified registration meets the requirements of Section 8 of the Trademark Act, 15 U.S.C. §1058. **The Section 8 declaration is accepted.**

NOTICE OF ACKNOWLEDGEMENT UNDER SECTION 15

The declaration of incontestability filed for the above-identified registration meets the requirements of Section 15 of the Trademark Act, 15 U.S.C. §1065. **The Section 15 declaration is acknowledged.**

The registration will remain in force for the class(es) listed below for the remainder of the ten-year period, calculated from the registration date, unless canceled by an order of the Commissioner for Trademarks or a Federal Court.

Class(es):
009

TRADEMARK SPECIALIST
POST-REGISTRATION DIVISION
571-272-9500

REQUIREMENTS FOR MAINTAINING REGISTRATION

WARNING: Your registration will be canceled if you do not file the documents below during the specified time periods.

Requirements in the First Ten Years

What and When to File: You must file a Declaration of Use (or Excusable Nonuse) and an Application for Renewal between the 9th and 10th years after the registration date. See 15 U.S.C. §§1058 and 1059.

Requirements in Successive Ten-Year Periods

What and When to File: You must file a Declaration of Use (or Excusable Nonuse) and an Application for Renewal between every 9th and 10th-year period, calculated from the registration date. See 15 U.S.C. §§1058 and 1059.

Grace Period Filings

The above documents will be considered as timely if filed within six months after the deadlines listed above with the payment of an additional fee.

*****The USPTO WILL NOT SEND ANY FURTHER NOTICE OR REMINDER OF THESE REQUIREMENTS. THE REGISTRANT SHOULD CONTACT THE USPTO ONE YEAR BEFORE THE EXPIRATION OF THE TIME PERIODS SHOWN ABOVE TO DETERMINE APPROPRIATE REQUIREMENTS AND FEES.*****

To view this notice and other documents for this application on-line, go to <http://tdr.uspto.gov/search.action?sn=78235953>. NOTE: This notice will only be available on-line the next business day after receipt of this e-mail.

PTO Form 1583 (Rev. 5/2005)
OMB No. 0551-0045, Exp. 12/31/2011

Combined Declaration of Use and Incontestability under Sections 8 & 15

The table below presents the data as entered.

Input Field	Entered
REGISTRATION NUMBER	3152743
REGISTRATION DATE	10/10/2006
SERIAL NUMBER	78235953
MARK SECTION	
MARK	MR. MONEY BAGS (stylized and/or with design)
ATTORNEY SECTION (current)	
NAME	Phillip E. Walker
FIRM NAME	WADDEY & PATTERSON, P.C.
STREET	1600 DIVISION STREE, SUITE 500
CITY	NASHVILLE
STATE	Tennessee
POSTAL CODE	37203
COUNTRY	United States
PHONE	6152422400
FAX	6152422221
EMAIL	bfl@iplawgroup.com
AUTHORIZED TO COMMUNICATE VIA E-MAIL	Yes
ATTORNEY SECTION (proposed)	
NAME	Phillip E. Walker
FIRM NAME	WADDEY & PATTERSON, P.C.
STREET	1600 DIVISION STREET, SUITE 500
CITY	NASHVILLE
STATE	Tennessee
POSTAL CODE	37203
COUNTRY	United States
PHONE	6152422400
FAX	6152422221
EMAIL	bfl@iplawgroup.com
AUTHORIZED TO COMMUNICATE VIA	Yes

E-MAIL	
DOCKET/REFERENCE NUMBER	T0001.001
OTHER APPOINTED ATTORNEY	Mark J. Patterson, I.C. Waddey, Jr., Edward D. Lanquist, Jr., Lucian Wayne Beavers, James R. Cartiglia, John F. Triggs, Emily A. Shouse, Paul C. Ney, Jr., Ryan D. Levy, Gary L. Montle, Rebecca M. Barnett, Matthew C. Cox, Shane V. Cortesi, Hilary Dorr Lang, Ph.D.
CORRESPONDENCE SECTION (current)	
NAME	PHILLIP E. WALKER
FIRM NAME	WADDEY & PATTERSON, P.C.
STREET	1600 DIVISION STREE, SUITE 500
CITY	NASHVILLE
STATE	Tennessee
POSTAL CODE	37203
COUNTRY	United States
PHONE	6152422400
FAX	6152422221
EMAIL	bfl@iplawgroup.com
AUTHORIZED TO COMMUNICATE VIA E-MAIL	Yes
CORRESPONDENCE SECTION (proposed)	
NAME	PHILLIP E. WALKER
FIRM NAME	WADDEY & PATTERSON, P.C.
STREET	1600 DIVISION STREET, SUITE 500
CITY	NASHVILLE
STATE	Tennessee
POSTAL CODE	37203
COUNTRY	United States
PHONE	6152422400
FAX	6152422221
EMAIL	bfl@iplawgroup.com
AUTHORIZED TO COMMUNICATE VIA E-MAIL	Yes
DOCKET/REFERENCE NUMBER	T0001.001
GOODS AND/OR SERVICES SECTION	
INTERNATIONAL CLASS	009
GOODS OR SERVICES	Computer software and firmware for games of chance on any computerized platform, namely, dedicated gaming consoles, video based slot machines, reel based slot machines, and video lottery terminals; gaming devices, namely, gaming machines, slot machines, bingo machines with or without video output
SPECIMEN FILE NAME(S)	

JPG FILE(S)	\\TICRS\EXPORT11\IMAGEOUT 11\782\359\78235953\xml6\ 8150003.JPG
ORIGINAL PDF FILE	SPN0-722421590-150233402 . Money Bags Gaming Machine displaying mark 3152743 T0001.001.pdf
CONVERTED PDF FILE(S) (1 page)	\\TICRS\EXPORT11\IMAGEOUT11\782\359\78235953\xml6\8150002.JPG
SPECIMEN DESCRIPTION	a gaming machine displaying the mark and the frontplate of a gaming machine displaying the mark.
OWNER SECTION (current)	
NAME	VIDEO GAMING TECHNOLOGIES, INC.
STREET	155 Franklin Road, Suite 255
CITY	Brentwood
STATE	Tennessee
ZIP/POSTAL CODE	37027
COUNTRY	United States
PHONE	615 372 1000
FAX	615 372 1099
LEGAL ENTITY SECTION (current)	
TYPE	corporation
STATE/COUNTRY OF INCORPORATION	Tennessee
PAYMENT SECTION	
NUMBER OF CLASSES	1
NUMBER OF CLASSES PAID	1
SUBTOTAL AMOUNT	300
TOTAL FEE PAID	300
SIGNATURE SECTION	
SIGNATURE	/Keith D. Moore/
SIGNATORY'S NAME	Keith Moore
SIGNATORY'S POSITION	Director of Intellectual Property
DATE SIGNED	11/01/2011
PAYMENT METHOD	DA
FILING INFORMATION	
SUBMIT DATE	Tue Nov 01 16:10:56 EDT 2011
TEAS STAMP	USPTO/S08N15-XX.XXX.XX.XX -20111101161056308439-315 2743-480c7a5d83c6c2f7ca7c 632785a5f8587f-DA-2456-20 111101150233402548

PTO Form PBR (Rev. 1/2014)
OMB No. 0047-0005 Date 12/01/2011

Combined Declaration of Use and Incontestability under Sections 8 & 15

To the Commissioner for Trademarks:

REGISTRATION NUMBER: 3152743

REGISTRATION DATE: 10/10/2006

MARK: (Stylized and/or with Design, MR. MONEY BAGS)

The owner, VIDEO GAMING TECHNOLOGIES, INC., a corporation of Tennessee, having an address of
155 Franklin Road, Suite 255
Brentwood, Tennessee 37027
United States

is filing a Combined Declaration of Use and Incontestability under Sections 8 & 15.

For International Class 009, the mark is in use in commerce on or in connection with **all** of the goods or services listed in the existing registration for this specific class: Computer software and firmware for games of chance on any computerized platform, namely, dedicated gaming consoles, video based slot machines, reel based slot machines, and video lottery terminals; gaming devices, namely, gaming machines, slot machines, bingo machines with or without video output; **and** the mark has been continuously used in commerce for five (5) consecutive years after the date of registration, or the date of publication under Section 12(c), and is still in use in commerce on or in connection with **all** goods or services listed in the existing registration for this class. Also, no final decision adverse to the owner's claim of ownership of such mark for those goods or services exists, or to the owner's right to register the same or to keep the same on the register; and, no proceeding involving said rights pending and not disposed of in either the U.S. Patent and Trademark Office or the courts exists.

The owner is submitting one specimen for this class showing the mark as used in commerce on or in connection with any item in this class, consisting of a(n) a gaming machine displaying the mark and the frontplate of a gaming machine displaying the mark..

JPG file(s):

Specimen File1

Original PDF file:

SPN0-722421590-150233402 . Money Bags Gaming Machine displaying mark 3152743 T0001.001.pdf

Converted PDF file(s) (1 page)

Specimen File1

The registrant's current Attorney Information: Phillip E. Walker of WADDEY & PATTERSON, P.C.
1600 DIVISION STREE, SUITE 500
NASHVILLE, Tennessee (TN) 37203
United States (USX)

The registrant's proposed Attorney Information: Phillip E. Walker of WADDEY & PATTERSON, P.C.
1600 DIVISION STREET, SUITE 500
NASHVILLE, Tennessee (TN) 37203
United States (USX)

The docket/reference number is T0001.001.

The phone number is 6152422400.

The fax number is 6152422221.

The email address is bfl@iplawgroup.com.

The registrant's current Correspondence Information: PHILLIP E. WALKER of WADDEY & PATTERSON, P.C.
1600 DIVISION STREE, SUITE 500
NASHVILLE, Tennessee (TN) 37203
United States (USX)

The registrant's proposed Correspondence Information: PHILLIP E. WALKER of WADDEY & PATTERSON, P.C.
1600 DIVISION STREET, SUITE 500
NASHVILLE, Tennessee (TN) 37203

United States (USX)

The docket/reference number is T0001.001.

The phone number is 6152422400.

The fax number is 6152422221.

The email address is bfl@iplawgroup.com.

A fee payment in the amount of \$300 will be submitted with the form, representing payment for 1 class(es), plus any additional grace period fee, if necessary.

Declaration

The mark is in use in commerce on or in connection with the goods and/or services identified above, as evidenced by the attached specimen(s) showing the mark as used in commerce. The mark has been in continuous use in commerce for five (5) consecutive years after the date of registration, or the date of publication under Section 12(c), and is still in use in commerce. There has been no final decision adverse to the owner's claim of ownership of such mark, or to the owner's right to register the same or to keep the same on the register; and there is no proceeding involving said rights pending and not disposed of either in the U.S. Patent and Trademark Office or in the courts.

The undersigned being hereby warned that willful false statements and the like are punishable by fine or imprisonment, or both, under 18 U.S.C. Section 1001, and that such willful false statements and the like may jeopardize the validity of this document, declares that he/she is properly authorized to execute this document on behalf of the Owner; and all statements made of his/her own knowledge are true and that all statements made on information and belief are believed to be true.

Signature: /Keith D. Moore/ Date: 11/01/2011

Signatory's Name: Keith Moore

Signatory's Position: Director of Intellectual Property

Mailing Address (current):

WADDEY & PATTERSON, P.C.
1600 DIVISION STREET, SUITE 500
NASHVILLE, Tennessee 37203

Mailing Address (proposed):

WADDEY & PATTERSON, P.C.
1600 DIVISION STREET, SUITE 500
NASHVILLE, Tennessee 37203

Serial Number: 78235953

Internet Transmission Date: Tue Nov 01 16:10:56 EDT 2011

TEAS Stamp: USPTO/S08N15-XX.XXX.XX.XX-20111101161056

308439-3152743-480c7a5d83c6c2f7ca7c63278

5a5f8587f-DA-2456-20111101150233402548

Class II | 3 Reel Mechanical

39

5 Coin



Good, Clean Filthy-Rich Fun!

He's our most popular character — a Class II gaming legend — because he keeps the excitement flowing and the cash coming. And when he gives way to a Red Screen Free-Spins™ every spin becomes a winner and every player a VGT fan. You can also customize Mr. Money Bags with VGT's Bonus Blast™ games for more wealthy fun.

Jurisdiction: Class II
 Configuration: 3x1
 Paylines: 1
 Credits per line: 5
 Maximum Bet: 5
 Denomination: 25¢, \$1
 Top Award: 800 credits
 (when 1 credit bet per payline)
 5,000 credits
 (when max credits bet per payline)
 Volatility: Medium



BONUS FEATURE Red Screen Free-Spins™

The screen suddenly changes to red! How many times will it spin? How much will you win this time? It's VGT's much loved bonus feature, Red Screen Free-Spins! It's an exciting feature because players never know how many free spins they are going to receive, and the anticipation builds while they wait to see if they will be awarded more winning spins.



This game can be configured with any of the VGT Bonus Blast games shown on pages 36-37.

www.vgt.net • email sales@vgt.net





ROUTING SHEET TO POST REGISTRATION (PRU)

Registration Number: 3152743



Serial Number: 78235953



RAM Sale Number: 2456

RAM Accounting Date: 20111102

Total Fees: \$300

Note: Process in accordance with Post Registration Standard Operating Procedure (SOP)

<u>Transaction</u>	<u>Fee Code</u>	<u>Transaction Date</u>	<u>Fee per Class</u>	<u>Number of Classes</u>	<u>Number of Classes Paid</u>	<u>Total Fee</u>
§8 affidavit	7205	20111101	\$100	1	1	\$100
§15 affidavit	7208	20111101	\$200	1	1	\$200

Physical Location: 900 - FILE REPOSITORY (FRANCONIA)

Lost Case Flag: False

In TICRS (AM-FLG-IN-TICRS): True

Transaction Date: 20111101



Class II | 3 Reel Mechanical

39

5 Coin



Good, Clean Filthy-Rich Fun!

He's our most popular character — a Class II gaming legend — because he keeps the excitement flowing and the cash coming. And when he gives way to a Red Screen Free-Spins,™ every spin becomes a winner and every player a VGT fan. You can also customize Mr. Money Bags with VGT's Bonus Blast™ games for more wealthy fun.

Jurisdiction: Class II
 Configuration: 3x1
 Paylines: 1
 Credits per line: 5
 Maximum Bet: 5
 Denomination: 25¢, \$1
 Top Award: 800 credits
 (when 1 credit bet per payline)
 5,000 credits
 (when max credits bet per payline)
 Volatility: Medium



BONUS FEATURE Red Screen Free-Spins™

The screen suddenly changes to red! How many times will it spin? How much will you win this time? It's VGT's much loved bonus feature, Red Screen Free-Spins! It's an exciting feature because players never know how many free spins they are going to receive, and the anticipation builds while they wait to see if they will be awarded more winning spins.



This game can be configured with any of the VGT Bonus Blast games shown on pages 36-37.

www.vgt.net - email sales@vgt.net





Change Of Correspondence Address

The table below presents the data as entered.

Input Field	Entered
SERIAL NUMBER	78235953
REGISTRATION NUMBER	3152743
LAW OFFICE ASSIGNED	LAW OFFICE 113
MARK SECTION	
MARK	MR. MONEY BAGS (stylized and/or with design)
CORRESPONDENCE SECTION (current)	
ORIGINAL ADDRESS	Phillip E. Walker Waddey & Patterson P.C. 1600 Division Street, Suite 500 Nashville TN 37203 615-242-2400 615-242-2221 pew@iplawgroup.com
NEW CORRESPONDENCE ADDRESS	
NEW ADDRESS	Phillip E. Walker Waddey & Patterson, P.C. 1600 Division Stree, Suite 500 Nashville Tennessee United States 37203 6152422400 6152422221 bfl@iplawgroup.com
SIGNATURE SECTION	
SIGNATURE	/Phillip E. Walker/
SIGNATORY NAME	Phillip E. Walker
SIGNATORY DATE	09/27/2011
SIGNATORY POSITION	Attorney of Record
AUTHORIZED SIGNATORY	YES
FILING INFORMATION SECTION	
SUBMIT DATE	Tue Sep 27 17:41:57 EDT 2011
TEAS STAMP	USPTO/CCA-XX.XXX.XX.XX-20 110927174157053063-782359 53-480c0efa65e99f49b5ca84 e0e4579b1b1e-N/A-N/A-2011 0927172232681491

PTG Form 1181 (Rev. 8/2005)
 USPTO Reg. 445, 1019 (Exp. 10/1/2011)

Revocation of Attorney/Domestic Representative and/or Appointment of Attorney/Domestic Representative

The table below presents the data as entered.

Input Field	Entered
SERIAL NUMBER	78235953
REGISTRATION NUMBER	3152743
LAW OFFICE ASSIGNED	LAW OFFICE 113
MARK SECTION	
MARK	MR. MONEY BAGS (stylized and/or with design)
ATTORNEY SECTION	
ORIGINAL ADDRESS	Melinda B. Buurma Howard & Howard Attorneys PLLC 60583-002 450 West Fourth Street Royal Oak MI 48067-2557 (248) 645-1483 (248) 645-1568 IPDocket@h2law.com
NEW OTHER APPOINTED ATTORNEYS	Edward D. Lanquist, Jr.; I.C. Waddey, Jr.; Mark J. Patterson; Lucian Wayne Beavers; James R. Cartiglia; John F. Triggs; Emily A. Shouse; Paul C. Ney, Jr.; Ryan D. Levy; Gary L. Montle; Rebecca M. Barnett; Matthew C. Cox
NEW ATTORNEY ADDRESS	
STATEMENT TEXT	By submission of this request, the undersigned REVOKES the power of attorney currently of record, as listed above, and hereby APPOINTS the following new attorney:
NAME	Phillip E. Walker
FIRM NAME	Waddey & Patterson P.C.
STREET	1600 Division Street, Suite 500
CITY	Nashville
STATE	Tennessee
COUNTRY	United States
POSTAL/ZIP CODE	37203
PHONE	615-242-2400
FAX	615-242-2221
EMAIL	pew@iplawgroup.com
ATTORNEY AUTHORIZED TO COMMUNICATE VIA E-MAIL	YES
NEW CORRESPONDENCE ADDRESS	
NAME	Phillip E. Walker

FIRM NAME	Waddey & Patterson P.C.
STREET	1600 Division Street, Suite 500
CITY	Nashville
STATE	Tennessee
COUNTRY	United States
POSTAL/ZIP CODE	37203
PHONE	615-242-2400
FAX	615-242-2221
EMAIL	pew@iplawgroup.com
AUTHORIZED TO COMMUNICATE VIA E-MAIL	YES
OTHER APPOINTED ATTORNEY	Edward D. Lanquist, Jr.; I.C. Waddey, Jr.; Mark J. Patterson; Lucian Wayne Beavers; James R. Cartiglia; John F. Triggs; Emily A. Shouse; Paul C. Ney, Jr.; Ryan D. Levy; Gary L. Montle; Rebecca M. Barnett; Matthew C. Cox
SIGNATURE SECTION	
SIGNATURE	/Keith D. Moore/
SIGNATORY NAME	Keith D. Moore
SIGNATORY DATE	05/06/2011
SIGNATORY POSITION	Director of IP
FILING INFORMATION SECTION	
SUBMIT DATE	Fri May 06 17:00:05 EDT 2011
TEAS STAMP	USPTO/RAA-XX.XXX.XX.XX-20 110506170005638620-770338 37-48091d1765a741c5db26b6 4f69786d4ec4-N/A-N/A-2011 0504154437667242

VGT0065847

Signature: /Keith D. Moore/ Date: 05/06/2011

Signatory's Name: Keith D. Moore

Signatory's Position: Director of IP

Serial Number: 78235953

Internet Transmission Date: Fri May 06 17:00:05 EDT 2011

TEAS Stamp: USPTO/RAA-XX.XXX.XX.XX-20110506170005638

620-77033837-48091d1765a741e5db26b64f697

86d4ec4-N/A-N/A-20110504154437667242

PTO Form 1197 (Rev 08/2009)
OMB No. 5958-0096 (Exp. 09/30/2011)

Change Of Owner's Address

The table below presents the data as entered.

Input Field	Entered
SERIAL NUMBER	78235953
REGISTRATION NUMBER	3152743
LAW OFFICE ASSIGNED	LAW OFFICE 113
MARK SECTION	
MARK	MR. MONEY BAGS (stylized and/or with design)
OWNER SECTION (current)	
NAME	VIDEO GAMING TECHNOLOGIES, INC.
STREET	5951 HIGHWAY 221
CITY	ROEBUCK
STATE	Tennessee
ZIP/POSTAL CODE	29376
COUNTRY	US
NEW OWNER ADDRESS	
STREET	155 Franklin Road, Suite 255
CITY	Brentwood
STATE	Tennessee
ZIP/POSTAL CODE	37027
COUNTRY	United States
PHONE	615 372 1000
FAX	615 372 1099
SIGNATURE SECTION	
SIGNATURE	/keith moore/
SIGNATORY NAME	Keith Moore
SIGNATORY DATE	02/28/2011
SIGNATORY POSITION	Attorney for Applicant
FILING INFORMATION SECTION	
SUBMIT DATE	Mon Feb 28 16:54:14 EST 2011
TEAS STAMP	USPTO/COA-XX.XXX.XXX.XXX- 20110228165414987000-7829 4567-480ba823cf0483ffe929 cahecc8da957d88-N/A-N/A-2 0110228163821922736

Change Of Correspondence Address

The table below presents the data as entered.

Input Field	Entered
SERIAL NUMBER	78235953
REGISTRATION NUMBER	3152743
LAW OFFICE ASSIGNED	LAW OFFICE 113
MARK SECTION	
MARK	MR. MONEY BAGS (stylized and/or with design)
CORRESPONDENCE SECTION (current)	
ORIGINAL ADDRESS	Melinda B. Buurma Howard & Howard Attorneys, P.C. 39400 Woodward Ave., Suite 101 Bloomfield Hills MI USA 48304-5151 United States 248-645-1483 248-645-1568 IPDocket@h2law.com
NEW CORRESPONDENCE ADDRESS	
NEW ADDRESS	Melinda B. Buurma Howard & Howard Attorneys PLLC 450 West Fourth Street Royal Oak Michigan United States 48067-2557 (248) 645-1483 (248) 645-1568 IPDocket@h2law.com
SIGNATURE SECTION	
SIGNATURE	/Melinda B. Buurma/
SIGNATORY NAME	Melinda B. Buurma
SIGNATORY DATE	10/28/2009
SIGNATORY POSITION	Attorney of record, Michigan bar member
AUTHORIZED SIGNATORY	YES
FILING INFORMATION SECTION	
SUBMIT DATE	Wed Oct 28 11:49:53 EDT 2009
TEAS STAMP	USPTO/CCA-XX.XXX.XX.XXX-2 0091028114953141007-78235 953-46077c124dd07a9327638 a26be53af52f2-N/A-N/A-200 91028114622730268

Int. Cl.: 9

Prior U.S. Cls.: 21, 23, 26, 36 and 38

United States Patent and Trademark Office

Reg. No. 3,152,743

Registered Oct. 10, 2006

TRADEMARK
PRINCIPAL REGISTER



VIDEO GAMING TECHNOLOGIES, INC. (TEN-
NESSEE CORPORATION)
5951 HIGHWAY 221
ROEBUCK, TN 29376

FOR: COMPUTER SOFTWARE AND FIRMWARE
FOR GAMES OF CHANCE ON ANY COMPUTER-
IZED PLATFORM, NAMELY, DEDICATED GAM-
ING CONSOLES, VIDEO BASED SLOT MACHINES,
REEL BASED SLOT MACHINES, AND VIDEO LOT-
TERY TERMINALS; GAMING DEVICES, NAMELY,
GAMING MACHINES, SLOT MACHINES, BINGO
MACHINES WITH OR WITHOUT VIDEO OUTPUT,
IN CLASS 9 (U.S. CLS. 21, 23, 26, 36 AND 38).

FIRST USE 6-17-2002; IN COMMERCE 6-17-2002.

THE MARK CONSISTS OF THE WORDS MR.
MONEY BAGS WITH A PICTURE OF A MAN IN A
HAT SMOKING A CIGAR SURROUNDED BY BAGS
OF MONEY AND PILES OF LOOSE BILLS AND
COINS.

SER. NO. 78-235,953, FILED 4-9-2003.

TANYA AMOS, EXAMINING ATTORNEY

Side - 1



NOTICE OF PUBLICATION UNDER §12(a)

MAILING DATE: Mar 22, 2006

PUBLICATION DATE: Apr 11, 2006

The mark identified below will be published in the Official Gazette on Apr 11, 2006. Any party who believes they will be damaged by registration of the mark may oppose its registration by filing an opposition to registration or a request to extend the time to oppose within thirty (30) days from the publication date on this notice. If no opposition is filed within the time specified by law, the USPTO may issue a Certificate of Registration.

To view the Official Gazette online or to order a paper copy, visit the USPTO website at <http://www.uspto.gov/web/trademarks/tmog/> any time within the five-week period after the date of publication. You may also order a printed version from the U.S. Government Printing Office (GPO) at <http://bookstore.gpo.gov> or 202-512-1800. To check the status of your application, go to <http://tarr.uspto.gov/>.

SERIAL NUMBER: 78235953
MARK: MR. MONEY BAGS
OWNER: VIDEO GAMING TECHNOLOGIES, INC.

Side - 2

UNITED STATES PATENT AND TRADEMARK OFFICE
COMMISSIONER FOR TRADEMARKS
P.O. BOX 1451
ALEXANDRIA, VA 22313-1451

FIRST-CLASS MAIL
U.S. POSTAGE
PAID

MELINDA B BUURMA
HOWARD & HOWARD ATTORNEYS, PC
39400 WOODWARD AVE STE 101
BLOOMFIELD HILLS MI, 48304 5151

VGT0065853

Trademark Snap Shot Publication Stylesheet
(Table presents the data on Publication Approval)

OVERVIEW

SERIAL NUMBER	78235953	FILING DATE	04/09/2003
REG NUMBER	0000000	REG DATE	N/A
REGISTER	PRINCIPAL	MARK TYPE	TRADEMARK
INTL REG #	N/A	INTL REG DATE	N/A
TM ATTORNEY	AMOS, TANYA L	L.O. ASSIGNED	113

PUB INFORMATION

RUN DATE	02/03/2006		
PUB DATE	N/A		
STATUS	680-APPROVED FOR PUBLICATON		
STATUS DATE	02/02/2006		
LITERAL MARK ELEMENT	MR. MONEY BAGS		
DATE ABANDONED	N/A	DATE CANCELLED	N/A
SECTION 2F	NO	SECTION 2F IN PART	NO
SECTION 8	NO	SECTION 8 IN PART	NO
SECTION 15	NO	REPUB 12C	N/A
RENEWAL FILED	NO	RENEWAL DATE	N/A
DATE AMEND REG	N/A		

FILING BASIS

FILED BASIS		CURRENT BASIS		AMENDED BASIS	
1 (a)	YES	1 (a)	YES	1 (a)	NO
1 (b)	NO	1 (b)	NO	1 (b)	NO
44D	NO	44D	NO	44D	NO
44E	NO	44E	NO	44E	NO
66A	NO	66A	NO		
NO BASIS	NO	NO BASIS	NO		

MARK DATA

STANDARD CHARACTER MARK	NO
LITERAL MARK ELEMENT	MR. MONEY BAGS
MARK DRAWING CODE	3-AN ILLUSTRATION DRAWING WHICH INCLUDES WORD(S)/LETTER(S)/NUMBER(S)
COLOR DRAWING FLAG	NO

CURRENT OWNER INFORMATION

PARTY TYPE	10-ORIGINAL APPLICANT
NAME	VIDEO GAMING TECHNOLOGIES, INC.
ADDRESS	5951 HIGHWAY 221 ROEBUCK, TN 29376
ENTITY	03-CORPORATION

CITIZENSHIP		Tennessee	
GOODS AND SERVICES			
INTERNATIONAL CLASS		009	
DESCRIPTION TEXT		Computer software and firmware for games of chance on any computerized platform, namely, dedicated gaming consoles, video based slot machines, reel based slot machines, and video lottery terminals; gaming devices, namely, gaming machines, slot machines, bingo machines with or without video output	
GOODS AND SERVICES CLASSIFICATION			
INTERNATIONAL CLASS	009	FIRST USE DATE	03/10/2003
		FIRST USE IN COMMERCE DATE	03/10/2003
		CLASS STATUS	6-ACTIVE
MISCELLANEOUS INFORMATION/STATEMENTS			
CHANGE IN REGISTRATION		NO	
DESCRIPTION OF MARK		The mark consists of the words MR. MONEY BAGS with a picture of a man in a hat smoking a cigar surrounded by bags of money and piles of loose bills and coins.	
PSEUDO MARK		MISTER MONEY BAGS	
PROSECUTION HISTORY			
DATE	ENT CD	ENT TYPE	DESCRIPTION
02/02/2006	CNSA	O	APPROVED FOR PUB - PRINCIPAL REGISTER
02/02/2006	GNEA	O	EXAMINERS AMENDMENT E-MAILED
02/02/2006	CNEA	R	EXAMINERS AMENDMENT -WRITTEN
01/20/2006	RCCK	S	LIE CHECKED SUSP - TO ATTY FOR ACTION
06/23/2005	RCSC	S	REPORT COMPLETED SUSPENSION CHECK CASE STILL SUSPENDED
12/23/2004	GNSL	S	LETTER OF SUSPENSION E-MAILED
12/23/2004	CNSL	R	SUSPENSION LETTER WRITTEN
12/02/2004	ACEC	I	AMENDMENT FROM APPLICANT ENTERED
11/26/2004	CRFA	I	CORRESPONDENCE RECEIVED IN LAW OFFICE
11/26/2004	TROA	I	TEAS RESPONSE TO OFFICE ACTION RECEIVED
05/27/2004	GNRT	O	NON-FINAL ACTION E-MAILED
04/13/2004	CRFA	I	CORRESPONDENCE RECEIVED IN LAW OFFICE
04/12/2004	TROA	I	TEAS RESPONSE TO OFFICE ACTION RECEIVED
10/11/2003	GNRT	F	NON-FINAL ACTION E-MAILED
10/06/2003	DOCK	D	ASSIGNED TO EXAMINER
CURRENT CORRESPONDENCE INFORMATION			
ATTORNEY		Melinda B. Buurma	
CORRESPONDENCE ADDRESS		Melinda B. Buurma Howard & Howard Attorneys, P.C. 39400 Woodward Ave., Suite 101 Bloomfield Hills MI USA 48304-5151	
DOMESTIC REPRESENTATIVE		NONE	



To: VIDEO GAMING TECHNOLOGIES, INC. (IPDocket@h2law.com)
Subject: TRADEMARK APPLICATION NO. 78235953 - MR. MONEY BAGS - 60583-002
Sent: 2/2/06 3:01:05 PM
Sent As: ECOM113@USPTO.GOV
Attachments:

UNITED STATES PATENT AND TRADEMARK OFFICE

SERIAL NO: 78/235953

APPLICANT: VIDEO GAMING TECHNOLOGIES, INC.

78235953

CORRESPONDENT ADDRESS:

Melinda B. Buurma
Howard & Howard Attorneys, P.C.
39400 Woodward Ave., Suite 101
Bloomfield Hills MI USA 48304-5151

RETURN ADDRESS:

Commissioner for Trademarks
P.O. Box 1451
Alexandria, VA 22313-1451

If no fees are enclosed, the address should include the words "Box Responses - No Fee."

MARK: MR. MONEY BAGS

CORRESPONDENT'S REFERENCE/DOCKET NO : 60583-002

CORRESPONDENT EMAIL ADDRESS:
IPDocket@h2law.com

Please provide in all correspondence:

1. Filing date, serial number, mark and applicant's name.
2. Date of this Office Action.
3. Examining Attorney's name and Law Office number.
4. Your telephone number and email address.

Serial Number 78/235953

EXAMINER'S AMENDMENT

ADVISORY – AMENDMENTS TO GOODS/SERVICES: If the identification of goods and/or services has been amended below, any future amendments must be in accordance with 37 C.F.R. §2.71(a) and TMEP §1402.07(e).

AMENDMENT(S) AUTHORIZED: As authorized by Melinda B. Buurma on February 2, 2006, the application is amended as noted below. *If applicant disagrees with or objects to any of the amendments below, please notify the undersigned trademark examining attorney immediately.* Otherwise, no response is necessary. TMEP §707.

AMENDMENT TO THE PRINCIPAL REGISTER

Upon further review of the file, the examiner withdraws the ornamental refusal and amends the file back to the Principal Register.

IDENTIFICATION OF GOODS

The identification of goods is amended to read as follows:

Computer software and firmware for games of chance on any computerized platform, namely, dedicated gaming consoles, video based slot machines, reel based slot machines, and video lottery terminals; gaming devices, namely, gaming machines, slot machines, bingo machines with or without video output, in International Class 9.

TMEP §1402.01(e).

/Tanya Amos/
Trademark Examining Attorney
Law Office 113
(571) 272-9423 Phone
(571) 273-9423 Fax

Amos, Tanya

From: Buurma, Melinda S. [MBuurma@HowardandHoward.com]
Sent: Monday, April 04, 2005 10:13 AM
To: Amos, Tanya
Subject: RE: serial number 78235953

Hi Tanya, thank you for your response.

Applicant would like to amend the first use and first use in interstate commerce for serial number 78235953 to at least as early as June 17, 2002.

The undersigned, being hereby warned that willful false statements and the like so made are punishable by fine or imprisonment, or both, under 18 U.S.C. §1001, and that such willful false statements and the like may jeopardize the validity of the application or document or any resulting registration, declares that the facts set forth in this application are true; all statements made of his/her own knowledge are true; and all statements made on information and belief are believed to be true.

/Melinda B. Buurma/

Melinda B. Buurma

Attorney for Applicant

Melinda B. Buurma
Intellectual Property Attorney
Howard & Howard Attorneys, P.C.
The Pinehurst Office Center, Suite 101
Bloomfield Hills, MI 48304-5151
MBuurma@howardandhoward.com <mailto:MBuurma@howardandhoward.com>
(248) 723-0308 - phone
(248) 645-1568 - fax

This communication is confidential and intended only for the addressee. Any distribution or duplication of this communication is prohibited. If this communication was not intended for you, please reply via e-mail immediately and permanently delete this message and all attachments from your system.

Thank you.

-----Original Message-----

From: Amos, Tanya [mailto:Tanya.Amos@USPTO.GOV]
Sent: Monday, April 04, 2005 10:00 AM
To: Buurma, Melinda S.
Subject: RE: serial number 78235953

Melinda,

If you are amending the dates of use, this must be done under declaration. Below is the declaration that needs to be signed and sent back with the proposed request to amend the dates of use.

Applicant should add the following declaration paragraph to the end of its response, and include a dated signature by a person authorized under 37

C.F.R. §2.33(a). 37 C.F.R. §2.20.

The undersigned, being hereby warned that willful false statements and the like so made are punishable by fine or imprisonment, or both, under 18 U.S.C. §1001, and that such willful false statements and the like may jeopardize the validity of the application or document or any resulting registration, declares that the facts set forth in this application are true; all statements made of his/her own knowledge are true; and all statements made on information and belief are believed to be true.

(Signature)

(Print or Type Name and Position)

(Date)

-----Original Message-----

From: Buurma, Melinda S. [mailto:MBuurma@HowardandHoward.com]
Sent: Friday, March 25, 2005 2:53 PM
To: Amos, Tanya
Subject: serial number 78235953

Hi there, I spoke to you several weeks ago regarding the mark MR. MONEY BAGS and logo and amending the first use date of the mark. You said that we could simply file it as a response to the office action, but that the mark would still be suspended until the mark MR. MONEY was abandoned or cancelled. However, when I tried to file an electronic response to the office action that suspended our application, the system would not let me. Therefore, please accept this email as our response.

Please amend the first use and first use in interstate commerce for serial number 78235953 to at least as early as June 17, 2002.

Thank you,
Mindy

/Melinda B. Buurma/

Melinda B. Buurma
Intellectual Property Attorney
Howard & Howard Attorneys, P.C.
The Pinehurst Office Center, Suite 101
Bloomfield Hills, MI 48304-5151
MBuurma@howardandhoward.com <mailto:MBuurma@howardandhoward.com>
(248) 723-0308 - phone
(248) 645-1568 - fax

This communication is confidential and intended only for the addressee. Any distribution or duplication of this communication is prohibited. If this communication was not intended for you, please reply via e-mail immediately and permanently delete this message and all attachments from your system.

Thank you.

To: VIDEO GAMING TECHNOLOGIES, INC. (IPDocket@h2law.com)
Subject: TRADEMARK APPLICATION NO. 78235953 - MR. MONEY BAGS - 60583-002
Sent: 12/23/04 9:21:21 AM
Sent As: ECOM113@USPTO.GOV
Attachments:

UNITED STATES PATENT AND TRADEMARK OFFICE

SERIAL NO: 78/235953

APPLICANT: VIDEO GAMING TECHNOLOGIES, INC.

78235953

CORRESPONDENT ADDRESS:

Melinda B. Buurma
Howard & Howard Attorneys, P.C.
39400 Woodward Ave., Suite 101
Bloomfield Hills MI USA 48304-5151

RETURN ADDRESS:

Commissioner for Trademarks
P.O. Box 1451
Alexandria, VA 22313-1451

If no fees are enclosed, the address should include the words "Box Responses - No Fee."

MARK: MR. MONEY BAGS

CORRESPONDENT'S REFERENCE/DOCKET NO : 60583-002

CORRESPONDENT EMAIL ADDRESS:

IPDocket@h2law.com

Please provide in all correspondence:

1. Filing date, serial number, mark and applicant's name.
2. Date of this Office Action.
3. Examining Attorney's name and Law Office number.
4. Your telephone number and e-mail address.

Serial Number 78/235953

NOTICE OF SUSPENSION

This letter responds to the applicant's communication filed on November 26, 2004. The applicant (1) amended the identification of goods, (2) amended the application to the Supplemental Register to overcome the ornamental refusal and (3) argued against the refusal based on the prior pending applications. The amended identification of goods is acceptable as is the amendment to the Supplemental Register.

SUSPENSION PENDING DISPOSITION OF THE PRIOR PENDING APPLICATIONS

Action on this application is suspended pending the disposition of:

- Application Serial No(s). **76490610 and 76446039**

The applicant's mark is MR. MONEY BAGS and design for "computer game software or firmware for use in game equipment, namely, with games of chance on any computerized platform, including dedicated gaming consoles, video and reel based slot machines, and video lottery terminals; gaming devices, namely, gaming machines, slot machines, gaming machines in the nature of bingo machines, all with or without video output."

The prior pending marks are:

Serial No. 76490610 for MR. MONEY MAKER for "Class II gaming machines and computer software for use in Class II gaming machines;"

Serial No. 76446039 for MR. MONEY for "gaming machines for playing electronic bingo games and games of chance."

Since applicant's effective filing date is subsequent to the effective filing date of the above-identified application(s), the latter, if and when it registers, may be cited against this application. See 37 C.F.R. §2.83. A copy of information relevant to this pending application(s) **was sent previously**. In this case, the marks are highly similar because they all share the words MR. MONEY. The applicant has argued that the consumers in the gaming industry are very sophisticated. Even sophisticated consumers are not immune from source confusion where highly similar marks are applied to related sorts of goods. Expertise in a particular field does not necessarily endow one with expertise with the use of trademarks. Furthermore, the end users of the goods are not necessarily sophisticated. Casinos attract a wide variety of people who are likely to be confused by machines that share the words MR. MONEY.

The applicant may request that the application be removed from suspension by presenting arguments related to the potential conflict between the relevant applications or other arguments related to the ground for suspension. The applicant's election to present or not to present arguments at this time will not affect the applicant's right to present arguments later.

NOTICE: TRADEMARK OPERATION RELOCATION

The Trademark Operation has relocated to Alexandria, Virginia. Effective October 4, 2004, all Trademark-related paper mail (except documents sent to the Assignment Services Division for recordation, certain documents filed under the Madrid Protocol, and requests for copies of trademark documents) must be sent to:

Commissioner for Trademarks
P.O. Box 1451
Alexandria, VA 22313-1451

Applicants, attorneys and other Trademark customers are strongly encouraged to correspond with the USPTO online via the Trademark Electronic Application System (TEAS), at <http://www.uspto.gov/teas/index.html>.

/Tanya Amos/
Trademark Examining Attorney
Law Office 113
(571) 272-9423 Phone
(571) 273-9423 Fax

PTO Form 1501 (Rev. 10/2015)
 USPTO Case # 1501 (Rev. 10/2015) (M) (C) (S) (P)

Response to Office Action

The table below presents the data as entered.

Input Field	Entered
SERIAL NUMBER	78235953
MARK SECTION (no change)	
ARGUMENT(S)	
<u>Pending Applications</u>	
Applicant maintains that it should be granted registration in spite of the pending applications for MR. MONEY and MR. MONEY MAKER. Applicant refers the Examining Attorney to its previous response. Applicant further points out that the gaming community is a highly regulated community where the goods are extremely expensive and the consumers are very sophisticated. Therefore, it is unlikely that a consumer would be confused as to the source of the games used in conjunction with the marks at issue.	
GOODS AND/OR SERVICES SECTION (current)	
INTERNATIONAL CLASS	009
DESCRIPTION	
computer game software or firmware for use in game equipment, namely, with games of chance on any computerized platform, including dedicated gaming consoles, video and reel based slot machines, and video lottery terminals; gaming devices, namely, gaming machines, slot machines, bingo machines, all with or without video output	
FILING BASIS	Section 1(a)
FIRST USE ANYWHERE DATE	03/10/2003
FIRST USE IN COMMERCE DATE	03/10/2003
GOODS AND/OR SERVICES SECTION (proposed)	
INTERNATIONAL CLASS	009
DESCRIPTION	
computer game software or firmware for use in game equipment, namely, with games of chance on any computerized platform, including dedicated gaming consoles, video and reel based slot machines, and video lottery terminals; gaming devices, namely, gaming machines, slot machines, gaming machines in the nature of bingo machines, all with or without video output	
FILING BASIS	Section 1(a)
FIRST USE ANYWHERE DATE	03/10/2003
FIRST USE IN COMMERCE DATE	03/10/2003
ADDITIONAL STATEMENTS SECTION	
SUPPLEMENTAL REGISTER	The applicant seeks registration of the mark on the Supplemental Register (i.e., a change of the words 'Principal Register' to 'Supplemental Register').
SIGNATURE SECTION	
SIGNATURE	/Melinda B. Buurma/
SIGNATORY NAME	Melinda B. Buurma

VGT0065864

SIGNATORY POSITION	Attorney
SIGNATORY DATE	11/26/2004
FILING INFORMATION SECTION	
SUBMIT DATE	Fri Nov 26 22:14:37 EST 2004
TEAS STAMP	USPTO/OA-XXXXXXXXXX-200411 26221437988050-78235953-2 00e792e35645a62a97347ba6f 0e1c38dfe-N-N-20041126221 258777273

PTO Form 1985 (Rev. 9/2002)
OMB Control #0651-0050 (Exp. 04/30/2006)

Response to Office Action

To the Commissioner for Trademarks:

Application serial no. **78235953** is amended as follows:

Argument(s)

In response to the substantive refusal(s), please note the following:

Pending Applications

Applicant maintains that it should be granted registration in spite of the pending applications for MR. MONEY and MR. MONEY MAKER. Applicant refers the Examining Attorney to its previous response. Applicant further points out that the gaming community is a highly regulated community where the goods are extremely expensive and the consumers are very sophisticated. Therefore, it is unlikely that a consumer would be confused as to the source of the games used in conjunction with the marks at issue.

Classification and Listing of Goods/Services

Applicant hereby amends the following class of goods/services in the application as follows:

Current: Class 009 for computer game software or firmware for use in game equipment, namely, with games of chance on any computerized platform, including dedicated gaming consoles, video and reel based slot machines, and video lottery terminals; gaming devices, namely, gaming machines, slot machines, bingo machines, all with or without video output

Original Filing Basis: 1(a).

Proposed: Class 009 for computer game software or firmware for use in game equipment, namely, with games of chance on any computerized platform, including dedicated gaming consoles, video and reel based slot machines, and video lottery terminals; gaming devices, namely, gaming machines, slot machines, gaming machines in the nature of bingo machines, all with or without video output

Additional Statements

The applicant seeks registration of the mark on the Supplemental Register (i.e., a change of the words 'Principal Register' to 'Supplemental Register').

Response Signature

Signature: /Melinda B. Buurma/ Date: 11/26/2004

Signatory's Name: Melinda B. Buurma

Signatory's Position: Attorney

Serial Number: 78235953

Internet Transmission Date: Fri Nov 26 22:14:37 EST 2004

TEAS Stamp: USPTO/OA-XXXXXXXXXX-20041126221437988050-
78235953-200e792e35645a62a97347ba6f0e1c3
8dfe-N-N-20041126221258777273

To: VIDEO GAMING TECHNOLOGIES, INC. (IPDocket@h2law.com)
Subject: TRADEMARK APPLICATION NO. 78235953 - MR. MONEY BAGS - 60583-002
Sent: 5/26/04 5:24:14 PM
Sent As: ECom113
Attachments:

UNITED STATES PATENT AND TRADEMARK OFFICE

SERIAL NO: 78/235953

APPLICANT: VIDEO GAMING TECHNOLOGIES, INC.

CORRESPONDENT ADDRESS:

Melinda B. Buurma
Howard & Howard Attorneys, P.C.
39400 Woodward Ave., Suite 101
Bloomfield Hills MI USA 48304-5151

RETURN ADDRESS:

Commissioner for Trademarks
2900 Crystal Drive
Arlington, VA 22202-3514

MARK: MR. MONEY BAGS

CORRESPONDENT'S REFERENCE/DOCKET NO : 60583-002

CORRESPONDENT EMAIL ADDRESS:

IPDocket@h2law.com

Please provide in all correspondence:

1. Filing date, serial number, mark and applicant's name.
2. Date of this Office Action.
3. Examining Attorney's name and Law Office number.
4. Your telephone number and e-mail address.

OFFICE ACTION

TO AVOID ABANDONMENT, WE MUST RECEIVE A PROPER RESPONSE TO THIS OFFICE ACTION WITHIN 6 MONTHS OF OUR MAILING OR E-MAILING DATE.

Serial Number 78/235953

This letter responds to the applicant's communication filed on April 13, 2004. The applicant (1) submitted evidence of distinctiveness in response to the ornamentation refusal, (2) argued against the prior pending citations, (3) amended the identification of goods and (4) submitted a black and white drawing page. The black and white drawing is acceptable. The Section 2(f) evidence is insufficient. The ornamental refusal is maintained. The amended identification is indefinite and the prior pending citations are maintained.

CLAIM OF DISTINCTIVENESS UNDER SECTION 2(F) INSUFFICIENT – ORNAMENTATION REFUSAL IS MAINTAINED

The examining attorney refused registration on the Principle Register because the mark is ornamental as shown on the specimen. In response to refusal to register, the applicant amended its application to seek registration under Section 2(f) of the Principal Register.

The applicant has submitted actual evidence of acquired distinctiveness. The evidence submitted by the applicant, given the brevity of actual use in commerce, is insufficient. The applicant has been using the mark since March 10, 2003. The applicant does provide the amount of advertising expenditures, however, this information alone is not sufficient given the brevity of actual use. The applicant has also submitted articles that refer to the popularity of the games. This evidence does not describe the effectiveness of the advertising campaign in fostering consumer recognition of the mark as selling the applicant's goods.

Pursuant to Trademark Rule 2.41(a), 37 C.F.R. §2.41(a), an applicant may, in support of registrability, submit affidavits, declarations under 37 C.F.R. §2.20, depositions or other appropriate evidence showing the duration, extent and nature of the applicant's use of a mark in commerce that may lawfully be regulated by Congress, advertising expenditures in connection with such use, letters or statements from the trade and/or public, or other

VGT0065867

appropriate evidence tending to show that the mark distinguishes the goods or services.

Establishing acquired distinctiveness by actual evidence was explained as follows in *In re Owens-Corning Fiberglas Corp.*, 774 F.2d 1116, 1125, USPQ 417, 422 (Fed. Cir. 1985):

An evidentiary showing of secondary meaning, adequate to show that a mark has acquired distinctiveness indicating the origin of the goods, includes evidence of the trademark owner's method of using the mark, supplemented by evidence of the effectiveness of such use to cause the public to identify the mark with the source of the product.

The kind and amount of evidence necessary to establish that a mark has acquired distinctiveness in relation to goods or services necessarily depends upon the nature of the mark and the circumstances surrounding the use of the mark in each case. *Roux Laboratories, Inc. v. Clairol Inc.*, 427 F.2d 823, 166 USPQ 34 (CCPA 1970); *In re Hehr Mfg. Co.*, 279 F.2d 526, 126 USPQ 381 (CCPA 1960); *In re Capital Formation Counselors*, 219 USPQ 916 (TTAB 1983). In the instant case, the applicant's evidence is not sufficient and the ornamentation refusal is maintained.

Applicant may overcome the stated ornamental refusal by doing one of the following, as appropriate:

- (1) submitting evidence that the proposed mark has **acquired distinctiveness** of the applicant's goods in commerce under Trademark Act Section 2(f), 15 U.S.C. §1052(f). Evidence may consist of examples of advertising and promotional materials that specifically promote the subject matter for which registration is sought *as a mark*, dollar figures for advertising devoted to such promotion, dealer and consumer statements of recognition of the subject matter as a mark and any other evidence that establishes recognition of the matter as a mark for the goods. *See* TMEP §1202.03(d); or
- (2) submitting evidence that the proposed mark is an **indicator of secondary source** or sponsorship for the identified goods. *University Book Store v. University of Wisconsin Board of Regents*, 33 USPQ2d 1385, 1405 (TTAB 1994); *In re Olin Corp.*, 181 USPQ 182 (TTAB 1982). That is, applicant may submit evidence showing that the proposed mark would be recognized as a trademark or service mark through applicant's use of the proposed mark with goods or services *other* than those identified here. *In re Original Red Plate Co.*, 223 USPQ 836, 837 (TTAB 1984). Applicant must establish that, as a result of this use on other goods or services, the public would recognize applicant as the secondary source of, or sponsor for, the identified goods. *See* TMEP §1202.03(c); or
- (3) submitting a **substitute specimen** that shows proper non-ornamental trademark use, along with a statement that "the substitute specimen was in use in commerce at least as early as the application filing date", verified with a notarized affidavit or a signed declaration under 37 C.F.R. §2.20. 37 C.F.R. §2.59(a)/2.59(b)(1)/2.59(b)(2); or
- (4) amending the application to seek registration on the **Supplemental Register**. Trademark Act Section 23, 15 U.S.C. §1091; 37 C.F.R. §§2.47 and 2.75(a); TMEP §§801.02(b), 815 and 816 *et seq.*

The following is a properly worded declaration under 37 C.F.R. §2.20. At the end of the response, the applicant should insert the declaration signed by a person authorized to sign under 37 C.F.R. §2.33(a).

The undersigned, being hereby warned that willful false statements and the like so made are punishable by fine or imprisonment, or both, under 18 U.S.C. §1001, and that such willful false statements may jeopardize the validity of the application or any resulting registration, declares that the facts set forth in this application are true; all statements made of his/her own knowledge are true; and all statements made on information and belief are believed to be true.

(Signature)

(Print or Type Name and Position)

(Date)

PRIOR PENDING APPLICATIONS – REFUSAL MAINTAINED

The applicant applied to register the mark MR. MONEY BAGS plus a design for "gaming equipment." The examining attorney previously enclosed information regarding pending Application Serial Nos. 76446039 and 76490610. The marks are MR. MONEY for "gaming machines for playing electric bingo games and games of chance" and MR. MONEY MAKER for "gaming machines and software."

The filing dates of the referenced applications precede the applicant's filing date. There may be a likelihood of confusion between the applicant's mark and the referenced marks under Trademark Act Section 2(d), 15 U.S.C. Section 1052(d). If one or more of the referenced

applications matures into a registration, the examining attorney may refuse registration in this case under Section 2(d). 37 C.F.R. Section 2.83; TMEP section 1208.01 because the marks share the words MR. MONEY and are for gaming machines.

The applicant has stated that the term MONEY is weak. Assuming that the variations on the term MONEY are weak, it does not follow that the phrase "MR. MONEY" in itself is weak. However, even if the marks were found to be weak, they would still be entitled to protection from registration of a confusingly similar mark for closely related goods or services. *In re National Data Corp.*, 222 USPQ 515 (TTAB 1984), *aff'd* 224 USPQ 749 (Fed. Cir. 1985); *Plus Products v. Physicians Formula Cosmetics, Inc.*, 198 USPQ 111 (TTAB 1978); *In re Textron, Inc.*, 180 USPQ 341 (TTAB 1973); *In re CloroxCo.*, 578 F.2d 305, 198 USPQ 337 (CCPA 1978). The applicant has further stated that the applicant's mark is distinguishable because it contains the word BAGS and a design element. Because all three marks begin with MR. MONEY, consumers are likely to believe that they emanate from the same source. Moreover, it is the word portion that consumers will use in referring to the goods.

The applicant's identification states that the goods are gaming machines. Action on this application will be suspended pending the disposition of the prior pending applications, upon receipt of the applicant's response.

IDENTIFICATION OF GOODS

The identification of goods is remains unacceptable as indefinite. The applicant's amended identification is "computer game software or firmware for use in game equipment, namely, with games of chance on any computerized platform, including dedicated gaming consoles, video and reel based slot machines, and video lottery terminals; gaming devices, namely, gaming machines, slot machines, bingo machines, all with or without video output."

The phrase "bingo machines" is indefinite because it is not clear that it is a gaming machine. The applicant may amend to "gaming machines in the nature of bingo machines."

For aid in selecting acceptable identifications of goods and services and determining proper classification, the searchable Manual of Acceptable Identifications of Goods and Services is available on the Agency website at the following address: <http://www.uspto.gov/web/offices/tac/doc/gsmmanual/>. The applicant may adopt the following identification, if accurate:

Computer game software or firmware for use in game equipment, namely, with games of chance on any computerized platform, including dedicated gaming consoles, video and reel based slot machines, and video lottery terminals; gaming devices, namely, gaming machines, slot machines, gaming machines in the nature of bingo machines, all with or without video output, in International Class 9.

Please note that, while an application may be amended to clarify or limit the identification, additions to the identification are not permitted. 37 C.F.R. Section 2.71(a); TMEP section 1402.06. Therefore, the applicant may not amend to include any goods that are not within the scope of goods set forth in the present identification.

MULTI-CLASS APPLICATIONS

If the applicant prosecutes this application as a combined, or multiple-class application based on use in commerce under Trademark Act Section 1(a), 15 U.S.C. §1051(a), the applicant must comply with each of the following:

- (1) The applicant must specifically identify the goods in each class and list the goods by international class with the classes listed in ascending numerical order. TMEP §1403.01.
- (2) The applicant must submit a filing fee for each international class of goods/services not covered by the fee already paid. 37 C.F.R. §§2.6(a)(1) and 2.86(b); TMEP §§810.01 and 1403.01. Effective January 1, 2003, the fee for filing a trademark application is \$335 for each class. This applies to classes added to pending applications as well as to new applications filed on or after that date.
- (3) The applicant must submit:
 - (a) dates of first use and first use in commerce and one specimen for each class that includes goods or services based on use in commerce under Trademark Act Section 1(a). The specimen submitted is acceptable for International Class 9. The dates of use must be at least as early as the filing date of this application, 37 C.F.R. §§2.34(a)(1) and 2.86(a), and the specimen(s) must have been in use in commerce at least as early as the filing date of the application, and/or
 - (b) a statement of a bona fide intention to use the mark in commerce on or in connection with all the goods or services specified in each class that includes goods or services based on a bona fide intention to use the mark in commerce under Trademark Act Section 1(b), where such statement was not included for the goods or services in the original application.
- (4) The applicant must submit an affidavit or a declaration under 37 C.F.R. §2.20 signed by the applicant to verify (3) above. 37 C.F.R. §§2.59(a) and 2.71(c).

The following is a properly worded declaration under 37 C.F.R. §2.20. At the end of the response, the applicant should insert the declaration

signed by a person authorized to sign under 37 C.F.R. §2.33(a).

The undersigned, being hereby warned that willful false statements and the like so made are punishable by fine or imprisonment, or both, under 18 U.S.C. §1001, and that such willful false statements may jeopardize the validity of the application or any resulting registration, declares that the facts set forth in this application are true; all statements made of his/her own knowledge are true; and all statements made on information and belief are believed to be true.

(Signature)

(Print or Type Name and Position)

(Date)

RESPONSE GUIDELINES

No set form is required for response to this Office action. The applicant must respond to each point raised. The applicant should simply set forth the required changes or statements in writing and request that the Office enter them. Even if the adopted changes are taken directly from the suggestion in the office action [e.g. a change in the identification of goods and services], the applicant should put any desired changes into a written response. This will allow the Office to enter the changes upon receipt of the applicant's response and speed processing of any amendments to the application. The applicant must sign the response. In addition to the identifying information required at the beginning of this letter, the applicant should list the name and law office of the examining attorney, the serial number of this application, the mailing date of this Office action, and the applicant's telephone number.

To ensure that its response is considered timely, applicant may wish to add the following completed "certificate of mailing" to the end of its response. Applicant should keep a photocopy of its response with the signed certificate, in case the response is lost or misplaced. *See* TMEP §§305.02 *et seq.*

CERTIFICATE OF MAILING

I hereby certify that this correspondence is being deposited with the United States Postal Service with sufficient postage as first class mail in an envelope addressed to: Commissioner for Trademarks, 2900 Crystal Drive, Arlington, Virginia 22202-3514, on the date below.

(Typed or Printed Name of Person Signing Certificate)

(Signature)

(Date)

The certificate of mailing procedure does not apply to the initial filing of trademark applications. 37 C.F.R. §2.197(a)(2). If the applicant has any questions or needs assistance in responding to this Office action, please telephone the assigned examining attorney.

/Tanya Amos/
Trademark Examining Attorney
Law Office 113
(703) 308-9113 Ext. 135 Phone
(703) 746-6485 Fax

How to respond to this Office Action:

To respond formally using the Office's Trademark Electronic Application System (TEAS), visit <http://www.uspto.gov/teas/index.html> and follow the instructions.

To respond formally via regular mail, your response should be sent to the mailing Return Address listed above and include the serial number, law office and examining attorney's name on the upper right corner of each page of your response.

To check the status of your application at any time, visit the Office's Trademark Applications and Registrations Retrieval (TARR) system at <http://tarr.uspto.gov/>

For general and other useful information about trademarks, you are encouraged to visit the Office's web site at <http://www.uspto.gov/main/trademarks.htm>

FOR INQUIRIES OR QUESTIONS ABOUT THIS OFFICE ACTION, PLEASE CONTACT THE ASSIGNED EXAMINING ATTORNEY.



PTO Form 1994 (Rev. 9/2002)
USPTO Form 1994 (Rev. 9/2002) (E-File) (3/15/2003)

Response to Office Action

The table below presents the data as entered.

Input Field	Entered
SERIAL NUMBER	78235953
MARK SECTION (current)	
STANDARD CHARACTERS	NO
USPTO-GENERATED IMAGE	NO
LITERAL ELEMENT	MR. MONEY BAGS
COLOR MARK	NO
MARK SECTION (proposed)	
MARK FILE NAME	\\ticters\EXPORT9\IMAGEOUT9\782\359\78235953\xml\I\RO_A0002.JPG
STANDARD CHARACTERS	NO
USPTO-GENERATED IMAGE	NO
COLOR MARK	NO
DESCRIPTION OF THE MARK	The mark consists of the words MR. MONEY BAGS with a picture of a man in a hat smoking a cigar surrounded by bags of money and piles of loose bills and coins..
PIXEL COUNT ACCEPTABLE	YES
PIXEL COUNT	714 x 371
ARGUMENT(S)	<p>This is in response to the Office Action dated October 11, 2003 regarding the above referenced application for the MR. MONEY BAGS design/logo.</p> <p>Prior Pending Applications. The examining attorney indicated that this application will be suspended pending the disposition of two prior pending applications, namely, the applications for MR. MONEY (Serial No. 76446039) and MR. MONEY MAKER (76490610). Applicant respectfully requests registration of its MR. MONEY BAGS design over these cited marks where there is no likelihood of confusion. Neither of the cited marks is distinctive in that the functional portion of each mark consists of the word "Money" which is generic in the gaming industry. There are currently nearly 200 pending or registered marks for gaming equipment that use the word "Money" as part of the mark. A representative example of the registered marks include the following: MONEY GROOVE (Reg. No. 2626696); MONEY IN THE BANK (Reg. No. 2502227); THE GOOD, THE BAD AND THE MONEY (Reg. No. 2790735); MOONSHINE MONEY (Reg. No. 2798285); RUN FOR YOUR MONEY (Reg. No. 2532153); I.C. MONEY (Reg. No. 2592673); ON THE MONEY (Reg. No. 2466124); SHOW ME THE MONEY (Reg. No. 2774273); MONEY TO BURN (Reg. No. 2424105)(See attached TESS printouts for each of these marks). As further evidence of the fact that "Money" is generic in the gaming industry, the registration for the mark MONEY GRAB (Reg. No. 2472341) disclaims the exclusive right to use the word "Money" apart from the mark. The MR. MONEY and MR. MONEY MAKER marks consist wholly or substantially of the generic word "Money" and are thus, not distinctive. Applicant's mark MR. MONEY BAGS, however, is a design mark which has become distinctive of Applicant's gaming machine due to its substantial use since March of 2003. Applicant has spent well in excess of \$50,000 in advertising and promoting its MR. MONEY BAGS game. For example, during January and February 2004, Applicant ran a promotion for its MR. MONEY BAGS game where contestants playing the MR. MONEY BAGS game could win an additional \$50,000. (See attached Contest Rules). The lack of distinctiveness of the MR. MONEY and MR. MONEY MAKER marks, the generic nature of the word "Money" in the gaming industry, combined with the distinctiveness of the MR. MONEY BAGS design makes it unlikely that the respective marks will be confused.</p>

Furthermore, Applicant submits that the marks are not similar when taken as a whole. As stated above, the term "Money" is the functional portion of the the marks cited by the examining attorney. The term "Money," however, it is just one portion of the MR. MONEY BAGS design mark applied for in the subject application. The MR. MONEY BAGS design mark has the additional term "BAGS" along with the highly stylized design of a man surrounded by bags of money differentiating it from the word marks of "MR. MONEY and MR. MONEY MAKER not only in sight, but in sound, and it meaning. This issue has come up several times at the Trademark Trial and Appeal Board (hereinafter "TTAB"). The TTAB has recently found that the marks "RE-GEN" used in conjunction with "non-medicated skin care preparations" and "REGENERATION" used in conjunction with "skin moisturizing creams and lotions" were not likely to be confused. See 1252 OG 25. In addition, the TTAB found that the marks "WALL STREET WINE EXCHANGE" used in conjunction with "wine brokerage services" and "WALL STREET" used in conjunction with "whiskey" were not likely to be confused. Id. In the case, In re Software Design, 220 USPQ 662 (TTAB 1983), the applicant's mark "DOX" for computer programming services was denied registration in view of the mark "DOC'S" for custom manufacture of computer systems. Id. at 663. The Examining Attorney refused registration claiming there was a likelihood of confusion between the two marks. Id. The TTAB reversed the refusal to register relying on the well-known principal that "trademark law is not inflexible and there is no hard and fast rule that likelihood of confusion must automatically be found to exist if there is a similarity in any one of the three elements," sound, appearance or meaning. Id. More specifically, the TTAB found that the marks "DOX" and "DOC'S" "are substantially different in appearance" as are the marks MR. MONEY and MR. MONEY MAKER when compared to the highly stylized design of Applicant's MR. MONEY BAGS design mark.

Proposed Mark is Ornamental

The examining attorney stated that the proposed mark is "ornamental" and requested evidence showing that the mark has become distinctive as an indicator of Applicant's gaming equipment. It was suggested that Applicant submit evidence such as advertising or promotional material and/or dealer or customer statements in recognition of the mark. In response to this request, Applicant submits that it has spent well in excess of \$50,000 in promoting the MR. MONEY BAGS gaming machine. As stated above for example, in January and February 2004, applicant ran a promotion whereby people playing the MR. MONEY BAGS game could become eligible to win an additional \$50,000. Attached are the official rules for the "MR. MONEY BAGS Money Grab" contest as well as print material regarding the promotion. In addition to the substantial advertising undertaken by Applicant, also attached are printouts from casino websites touting the MR. MONEY BAGS game in promoting their casinos. Specifically attached are printouts from the "Choctaw Casino" and "Creek Nation Casino" as well an online article from Casinoworkz.com referencing the popularity of games such as MR. MONEY BAGS.

Based on the foregoing response and the evidence submitted, Applicant respectfully request that the mark MR. MONEY BAGS be approved for registration.

EVIDENCE SECTION

EVIDENCE FILE NAME	\\tiers\EXPORT9\IMAGEOUT9\782\359\78235953\xml1\RO A0003.JPG
DESCRIPTION OF EVIDENCE FILE	Tess printout showing term "Money" is generic.
EVIDENCE FILE NAME	\\tiers\EXPORT9\IMAGEOUT9\782\359\78235953\xml1\RO A0004.JPG
DESCRIPTION OF EVIDENCE FILE	Tess printout showing term "Money" is generic.
EVIDENCE FILE NAME	\\tiers\EXPORT9\IMAGEOUT9\782\359\78235953\xml1\RO A0005.JPG
DESCRIPTION OF EVIDENCE FILE	Tess printout showing term "Money" is generic.
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DESCRIPTION OF EVIDENCE FILE	Tess printout showing term "Money" is generic.
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DESCRIPTION OF EVIDENCE FILE	Tess printout showing term "Money" is generic.
EVIDENCE FILE NAME	\\tiers\EXPORT9\IMAGEOUT9\782\359\78235953\xml1\RO A0008.JPG
DESCRIPTION OF EVIDENCE FILE	Tess printout showing term "Money" is generic.
EVIDENCE FILE NAME	\\tiers\EXPORT9\IMAGEOUT9\782\359\78235953\xml1\RO A0009.JPG
DESCRIPTION OF EVIDENCE FILE	Tess printout showing term "Money" is generic.
EVIDENCE FILE NAME	\\tiers\EXPORT9\IMAGEOUT9\782\359\78235953\xml1\RO A0010.JPG

DESCRIPTION OF EVIDENCE FILE	Tess printout showing term "Money" is generic.
EVIDENCE FILE NAME	\\tlers\EXPORT9\IMAGEOUT9\782\359\78235953\xml1\RO A0011.JPG
DESCRIPTION OF EVIDENCE FILE	Tess printout showing term "Money" is generic.
EVIDENCE FILE NAME	\\tlers\EXPORT9\IMAGEOUT9\782\359\78235953\xml1\RO A0012.JPG
DESCRIPTION OF EVIDENCE FILE	Tess printout showing term "Money" is generic.
EVIDENCE FILE NAME	\\tlers\EXPORT9\IMAGEOUT9\782\359\78235953\xml1\RO A0013.JPG
DESCRIPTION OF EVIDENCE FILE	Page one of "Mr. Money Bags Money Grab" contest rules.
EVIDENCE FILE NAME	\\tlers\EXPORT9\IMAGEOUT9\782\359\78235953\xml1\RO A0014.JPG
DESCRIPTION OF EVIDENCE FILE	Page two of "Mr. Money Bags Money Grab" Contest rules.
EVIDENCE FILE NAME	\\tlers\EXPORT9\IMAGEOUT9\782\359\78235953\xml1\RO A0015.JPG
DESCRIPTION OF EVIDENCE FILE	Advertisement for "Mr. Money Bags Money Grab" contest.
EVIDENCE FILE NAME	\\tlers\EXPORT9\IMAGEOUT9\782\359\78235953\xml1\RO A0016.JPG
DESCRIPTION OF EVIDENCE FILE	Advertisement for "Mr. Money Bags Money Grab" contest.
EVIDENCE FILE NAME	\\tlers\EXPORT9\IMAGEOUT9\782\359\78235953\xml1\RO A0017.JPG
DESCRIPTION OF EVIDENCE FILE	Web advertisment from Choctaw casino advertising "Mr. Money Bags" game.
EVIDENCE FILE NAME	\\tlers\EXPORT9\IMAGEOUT9\782\359\78235953\xml1\RO A0018.JPG
DESCRIPTION OF EVIDENCE FILE	Advertisement from Creek Nation Casino website advertising "Mr. Money Bags" game.
EVIDENCE FILE NAME	\\tlers\EXPORT9\IMAGEOUT9\782\359\78235953\xml1\RO A0019.JPG
DESCRIPTION OF EVIDENCE FILE	Article from Casinoworkz.com referenceing popularity of "Mr. Money Bags" game.

GOODS AND/OR SERVICES SECTION (current)

INTERNATIONAL CLASS	009
DESCRIPTION	gaming equipment
FILING BASIS	Section 1(a)
FIRST USE ANYWHERE DATE	03/10/2003
FIRST USE IN COMMERCE DATE	03/10/2003

GOODS AND/OR SERVICES SECTION (proposed)

INTERNATIONAL CLASS	009
DESCRIPTION	computer game software or firmware for use in game equipment, namely, with games of chance on any computerized platform, including dedicated gaming consoles, video and reel based slot machines, and video lottery terminals, gaming devices, namely, gaming machines, slot machines, bingo machines, all with or without video output.
FILING BASIS	Section 1(a)
FIRST USE ANYWHERE DATE	03/10/2003
FIRST USE IN COMMERCE DATE	03/10/2003
STATEMENT TYPE	The substitute specimen(s) was in use in commerce as of the filing date of the application.
SPECIMEN FILE NAME(S)	\\tlers\EXPORT9\IMAGEOUT9\782\359\78235953\xml1\RO A0020.JPG

SPECIMEN DESCRIPTION	Picture of the applicant's game bearing the MR. MONEY BAGS mark.
SIGNATURE SECTION	
SIGNATURE	/John P. Seurnynck/
SIGNATORY NAME	John P. Seurnynck
SIGNATORY POSITION	Attorney
SIGNATORY DATE	04/12/2004
SIGNATURE	/John P. Seurnynck/
SIGNATORY NAME	John P. Seurnynck
SIGNATORY POSITION	Attorney
SIGNATORY DATE	04/12/2004
FILING INFORMATION SECTION	
SUBMIT DATE	Mon Apr 12 17:14:24 EDT 2004
TEAS STAMP	USPTO/OA-XXXXXXXX299-200404 12171424245137-78235953-2 00c87b4d5276716da473d13ec 32a02340-N-N-200404121712 10635697

PTO Form 1986 (Rev. 9/2002)
OMB Control #0651-0050 (Exp. 04/30/2006)

Response to Office Action

To the Commissioner for Trademarks:

Application serial no. **78235953** is amended as follows:

Mark

Applicant proposes to amend the mark as follows:

Original: MR. MONEY BAGS (Stylized and/or with Design)

Proposed: (Stylized and/or with Design, see [mark](#))

The mark consists of the words MR. MONEY BAGS with a picture of a man in a hat smoking a cigar surrounded by bags of money and piles of loose bills and coins.

Argument(s)

In response to the substantive refusal(s), please note the following:

This is in response to the Office Action dated October 11, 2003 regarding the above referenced application for the MR. MONEY BAGS design/logo.

Prior Pending Applications. The examining attorney indicated that this application will be suspended pending the disposition of two prior pending applications, namely, the applications for MR. MONEY (Serial No. 76446039) and MR. MONEY MAKER (76490610). Applicant respectfully requests registration of its MR. MONEY BAGS design over these cited marks where there is no likelihood of confusion. Neither of the cited marks is distinctive in that the functional portion of each mark consists of the word "Money" which is generic in the gaming industry. There are currently nearly 200 pending or registered marks for gaming equipment that use the word "Money" as part of the mark. A representative example of the registered marks include the following: MONEY GROOVE (Reg. No. 2626696); MONEY IN THE BANK (Reg. No. 2502227); THE GOOD, THE BAD AND THE MONEY (Reg. No. 2790735); MOONSHINE MONEY (Reg. No. 2798285); RUN FOR YOUR MONEY (Reg. No. 2532153); I.C. MONEY (Reg. No. 2592673); ON THE MONEY (Reg. No. 2466124); SHOW ME THE MONEY (Reg. No. 2774273); MONEY TO BURN (Reg. No. 2424105)(See attached TESS printouts for each of these marks). As further

evidence of the fact that "Money" is generic in the gaming industry, the registration for the mark MONEY GRAB (Reg. No. 2472341) disclaims the exclusive right to use the word "Money" apart from the mark. The MR. MONEY and MR. MONEY MAKER marks consist wholly or substantially of the generic word "Money" and are thus, not distinctive. Applicant's mark MR. MONEY BAGS, however, is a design mark which has become distinctive of Applicant's gaming machine due to its substantial use since March of 2003. Applicant has spent well in excess of \$50,000 in advertising and promoting its MR. MONEY BAGS game. For example, during January and February 2004, Applicant ran a promotion for its MR. MONEY BAGS game where contestants playing the MR. MONEY BAGS game could win an additional \$50,000. (See attached Contest Rules). The lack of distinctiveness of the MR. MONEY and MR. MONEY MAKER marks, the generic nature of the word "Money" in the gaming industry, combined with the distinctiveness of the MR. MONEY BAGS design makes it unlikely that the respective marks will be confused.

Furthermore, Applicant submits that the marks are not similar when taken as a whole. As stated above, the term "Money" is the functional portion of the the marks cited by the examining attorney. The term "Money," however, it is just one portion of the MR. MONEY BAGS design mark applied for in the subject application. The MR. MONEY BAGS design mark has the additional term "BAGS" along with the highly stylized design of a man surrounded by bags of money differentiating it from the word marks of "MR. MONEY and MR. MONEY MAKER not only in sight, but in sound, and it meaning. This issue has come up several times at the Trademark Trial and Appeal Board (hereinafter "TTAB"). The TTAB has recently found that the marks "RE-GEN" used in conjunction with "non-medicated skin care preparations" and "REGENERATION" used in conjunction with "skin moisturizing creams and lotions" were not likely to be confused. See 1252 OG 25. In addition, the TTAB found that the marks "WALL STREET WINE EXCHANGE" used in conjunction with "wine brokerage services" and "WALL STREET" used in conjunction with "whiskey" were not likely to be confused. Id. In the case, In re Software Design, 220 USPQ 662 (TTAB 1983), the applicant's mark "DOX" for computer programming services was denied registration in view of the mark "DOC'S" for custom manufacture of computer systems. Id. at 663. The Examining Attorney refused registration claiming there was a likelihood of confusion between the two marks. Id. The TTAB reversed the refusal to register relying on the well-known principal that "trademark law is not inflexible and there is no hard and fast rule that likelihood of confusion must automatically be found to exist if there is a similarity in any one of the three elements," sound, appearance or meaning. Id. More specifically, the TTAB found that the marks "DOX" and "DOC'S" "are substantially different in appearance" as are the marks MR. MONEY and MR. MONEY MAKER when compared to the highly stylized design of Applicant's MR. MONEY BAGS design mark.

Proposed Mark is Ornamental

The examining attorney stated that the proposed mark is "ornamental" and requested evidence showing that the mark has become distinctive as an indicator of Applicant's gaming equipment. It was suggested that Applicant submit evidence such as advertising or promotional material and/or dealer or customer statements in recognition of the mark. In response to this request, Applicant submits that it has spent well in excess of \$50,000 in promoting the MR. MONEY BAGS gaming machine. As stated above for example, in January and February 2004, applicant ran a promotion whereby people playing the MR. MONEY BAGS game could become eligible to win an additional \$50,000. Attached are the official rules for the "MR. MONEY BAGS Money Grab" contest as well as print material regarding the promotion. In addition to the substantial advertising undertaken by Applicant, also attached are printouts from casino websites touting the MR. MONEY BAGS game in promoting their casinos. Specifically attached are printouts from the "Choctaw Casino" and Creek Nation Casino" as well an online article from Casinoworkz.com referencing the popularity of games such as MR. MONEY BAGS.

Based on the foregoing response and the evidence submitted, Applicant respectfully request that the mark MR. MONEY BAGS be approved for registration.

Evidence

Evidence in the nature of Tess printout showing term "Money" is generic. has been attached.

Evidence-1

Evidence in the nature of Tess printout showing term "Money" is generic. has been attached.

Evidence-2

Evidence in the nature of Tess printout showing term "Money" is generic. has been attached.

Evidence-3

Evidence in the nature of Tess printout showing term "Money" is generic. has been attached.

Evidence-4

Evidence in the nature of Tess printout showing term "Money" is generic. has been attached.

Evidence-5

Evidence in the nature of Tess printout showing term "Money" is generic. has been attached.

Evidence-6

Evidence in the nature of Tess printout showing term "Money" is generic. has been attached.

Evidence-7

Evidence in the nature of Tess printout showing term "Money" is generic. has been attached.

[Evidence-8](#)

Evidence in the nature of Tess printout showing term "Money" is generic. has been attached.

[Evidence-9](#)

Evidence in the nature of Tess printout showing term "Money" is generic. has been attached.

[Evidence-10](#)

Evidence in the nature of Page one of "Mr. Money Bags Money Grab" contest rules. has been attached.

[Evidence-11](#)

Evidence in the nature of Page two of "Mr. Money Bags Money Grab" Contest rules. has been attached.

[Evidence-12](#)

Evidence in the nature of Advertisement for "Mr. Money Bags Money Grab" contest. has been attached.

[Evidence-13](#)

Evidence in the nature of Advertisement for "Mr. Money Bags Money Grab" contest. has been attached.

[Evidence-14](#)

Evidence in the nature of Web advertisment from Choctaw casino advertising "Mr. Money Bags" game. has been attached.

[Evidence-15](#)

Evidence in the nature of Advertisement from Creek Nation Casino website advertising "Mr. Money Bags" game. has been attached.

[Evidence-16](#)

Evidence in the nature of Article from Casinoworkz.com referenceing popularity of "Mr. Money Bags" game. has been attached.

[Evidence-17](#)

Classification and Listing of Goods/Services

Applicant hereby amends the following class of goods/services in the application as follows:

Current: Class 009 for gaming equipment

Original Filing Basis: 1(a).

Proposed: Class 009 for computer game software or firmware for use in game equipment, namely, with games of chance on any computerized platform, including dedicated gaming consoles, video and reel based slot machines, and video lottery terminals; gaming devices, namely, gaming machines, slot machines, bingo machines, all with or without video output.

Section 1(a), Use in Commerce: The mark was first used at least as early as 03/10/2003 and first used in commerce at least as early as 03/10/2003, and is now in use in such commerce.

Applicant hereby submits a specimen for Class 009.

The specimen(s) submitted consists of Picture of the applicant's game bearing the MR. MONEY BAGS mark..

For an application based on 1(a), Use in Commerce, "The substitute specimen(s) was in use in commerce as of the filing date of the application."

[Specimen-1](#)

Declaration Signature

The undersigned, being hereby warned that willful false statements and the like so made are punishable by fine or imprisonment, or both, under 18 U.S.C. Section 1001, and that such willful false statements may jeopardize the validity of the application or any resulting registration, declares that he/she is properly authorized to execute this amendment/response on behalf of the applicant; he/she believes the applicant to be the owner of the trademark/service mark sought to be registered, and that the mark is in use in commerce, and was in use in commerce on the application filing date, on or in connection with the goods and/or services listed in the application; or, if the application is being filed under 15 U.S.C. Section 1051(b), 1126(d) or 1126(e), he/she believes applicant to be entitled to use such mark in commerce, and that the applicant has a bona fide intention, and had a bona fide intention on the application filing date, to use the mark in commerce on or in connection with the goods and/or services listed in the application; to the best of his/her knowledge and belief no other person, firm, corporation, or association has the right to use the mark in commerce, either in the identical form thereof or in such near resemblance thereto as to be likely, when used on or in connection with the goods and/or services of such other person, to cause confusion, or to cause mistake, or to deceive; and that all statements made of his/her own knowledge are true; and that all statements made on information and belief are believed to be true as set forth within the original application and/or the submitted amendment/response.

Signature: /John P. Seurnyck/ Date: 04/12/2004

Signatory's Name: John P. Seurnyck

Signatory's Position: Attorney

Response Signature

Signature: /John P. Seurnyck/ Date: 04/12/2004

Signatory's Name: John P. Seurnyck

Signatory's Position: Attorney

Serial Number: 78235953

Internet Transmission Date: Mon Apr 12 17:14:24 EDT 2004

TEAS Stamp: USPTO/OA-XXXXXX299-20040412171424245137-

78235953-200c87b4d5276716da473d13ec32a02

340-N-N-20040412171210635697



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Typed Drawing

Word Mark MONEY GRAB

Goods and Services 011009, US 021 023 026 036 038, G & S Currency and/or credit operated slot machines and gaming devices, namely, gaming machines for use in gaming establishments, FIRST USE: 20001018, FIRST USE IN COMMERCE: 20010209

Mark Drawing Code (1) TYPED DRAWING

Serial Number 75846052

Filing Date November 9, 1999

Current Filing Basis 1A

Original Filing Basis 1B

Published for Opposition June 27, 2000

Registration Number 2472341

Registration Date July 24, 2001

Owner (REGISTRANT) WMS Gaming Inc. CORPORATION DELAWARE, 3401 N. California Avenue Chicago, ILLINOIS 60618

Attorney of Record Donald C. Knapp, Jr.

Disclaimer NO CLAIM IS MADE TO THE EXCLUSIVE RIGHT TO USE "MONEY" APART FROM THE MARK AS SHOWN

Type of Mark TRADEMARK

Register PRINCIPAL

Live/Dead Indicator LIVE

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Typed Drawing

Word Mark MONEY GROOVE
Goods and Services IC 009, US 021 033 036 036 038 G & S CURRENCY AND CREDIT OPERATED SLOT MACHINES AND GAMING DEVICES, NAMELY GAMING MACHINES FOR USE IN GAMING ESTABLISHMENTS FIRST USE 20010525 FIRST USE IN COMMERCE 20010525
Mark Drawing Code (1) TYPED DRAWING
Serial Number 78083468
Filing Date March 18, 2001
Current Filing Basis 1A
Original Filing Basis 1B
Published for Opposition August 28, 2001
Registration Number 2626696
Registration Date September 24, 2002
Owner (REGISTRANT) WMS GAMING INC. CORPORATION DELAWARE 800 SOUTH NORTHPOINT BOULEVARD WAUKEGAN ILLINOIS 60085
Attorney of Record MARY M CARLSON
Type of Mark TRADEMARK
Register PRINCIPAL
Live/Dead Indicator LIVE

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Typed Drawing

Word Mark MONEY IN THE BANK
Goods and Services 10 009, US 021 023 026 036 038, G & S: Gaming equipment, namely, gaming machines and game software used therewith FIRST USE: 19990914 FIRST USE IN COMMERCE: 19990914
Mark Drawing Code (1) TYPED DRAWING
Serial Number 78007355
Filing Date February 8, 2001
Current Filing Basis 1A
Original Filing Basis 1A
Published for Opposition August 7, 2001
Registration Number 2502227
Registration Date October 30, 2001
Owner (REGISTRANT) Konami Gaming, Inc. CORPORATION NEVADA 7140 S. Industrial Road Suite 200 Las Vegas NEVADA 89118
Attorney of Record Stephen M. Sunville
Type of Mark TRADEMARK
Register PRINCIPAL
Live/Dead Indicator LIVE

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Typed Drawing

Word Mark THE GOOD, THE BAD AND THE MONEY
Goods and Services IC 009, US 021 023 076 076 038 U & S: gaming devices, namely, gaming machines and associated software for use therewith. FIRST USE: 2002/09/17 FIRST USE IN COMMERCE in 2002/09/17
Mark Drawing Code (1) TYPED DRAWING
Serial Number 74463135
Filing Date December 16, 2002
Current Filing Basis 1A
Original Filing Basis 1A
Published for Opposition September 16, 2003
Registration Number 2790735
Registration Date December 9, 2003
Owner REGIS (RANCO) Amusement Technologies, Inc. CORPORATION NEVADA 7250 Amigo Street Las Vegas NEVADA 89118
Attorney of Record Bernhard Kretsch
Type of Mark TRADEMARK
Register PRINCIPAL
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Typed Drawing

Word Mark MOONSHINE MONEY
Goods and Services IC 009, US 021 023 026 036 038, G & S gaming machines, FIRST USE: 20020508, FIRST USE IN COMMERCE: 20030808
Mark Drawing Code 01 TYPED DRAWING
Serial Number 76138159
Filing Date November 2, 2000
Current Filing Basis 1A
Original Filing Basis 1B
Published for Opposition May 29, 2001
Registration Number 2798285
Registration Date December 31, 2003
Owner (REGISTRANT) RT CORPORATION NEVADA 9295 Prototype Drive Reno NEVADA 89511
Attorney of Record AUDREY P. DAMONTE,
Prior Registrations 1933064
Type of Mark TRADEMARK
Register PRINCIPAL
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Typed Drawing

Word Mark RUN FOR YOUR MONEY
Goods and Services IC 009, US 031 031 EP 036 038 G & S Gaming machines, namely, slot machines with or without a video output. FIRST USE- 19980820 FIRST USE IN COMMERCE- 19980820
Mark Drawing Code G1 TYPED DRAWING
Serial Number 76281034
Filing Date July 6, 2001
Current Filing Basis 1A
Original Filing Basis 1A
Published for Opposition October 30, 2001
Registration Number 2522153
Registration Date January 22, 2002
Owner REGISTRANT IGT CORPORATION NEVADA 9295 Prototype Drive Reno NEVADA 89511
Attorney of Record Sara Hakim
Type of Mark TRADEMARK
Register PRINCIPAL
Live/Dead Indicator LIVE

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Typed Drawing

Word Mark US MONEY
Goods and Services IC 009, US 021 023 026 036 038 G & S GAMING MACHINES, SLOT MACHINES FEATURING VIDEO DISPLAYS, ELECTRONIC SLOT MACHINES INCORPORATING COMPUTER SOFTWARE FIRST USE: 2000/00, FIRST USE IN COMMERCE: 2000/00
Mark Drawing Code (1) TYPED DRAWING
Serial Number 76100944
Filing Date May 30, 2000
Current Filing Basis 1A
Original Filing Basis 1B
Published for Opposition August 28, 2001
Registration Number 2892673
Registration Date July 9, 2002
Owner (REGISTRANT) ATRONIC INTERNATIONAL GmbH CORPORATION FED REP GERMANY BORSIGSTRASSE 26 LUTHECKE FED REP GERMANY 12512
Attorney of Record HORN & KASPER
Type of Mark TRADEMARK
Register PRINCIPAL
Live/Dead Indicator LIVE

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Typed Drawing

Word Mark: ON THE MONEY
 Goods and Services: 107 009, US 021 023 026 036 038, C & S, gaming devices, namely gaming machines FIRST USE, 30889211 FIRST USE IN COMMERCE 20000921
 Mark Drawing Code: (1) TYPED DRAWING
 Serial Number: 75527033
 Filing Date: September 23, 1998
 Current Filing Basis: LA
 Original Filing Basis: JB
 Published for Opposition: September 7, 1999
 Registration Number: 2466124
 Registration Date: July 3, 2001
 Owner: REGISTRANT Casino Data Systems CORPORATION NEVADA 3900 Hutchet Drive Las Vegas NEVADA 89118
 Attorney of Record: Bernhard Kofen
 Type of Mark: TRADEMARK
 Register: PRINCIPAL
 Live/Dead Indicator: (1) V

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Typed Drawing

Word Mark SHOW ME THE MONEY
Goods and Services IC 009, US 071 023 026 036 038, G & S: slot machines and video slot machines with video output capability, computer game software to run games on freestanding video game machines located in gaming centers, casinos, and amusement facilities. FIRST USE: 19970600. FIRST USE IN COMMERCE: 19970600
IC 028, US 022 024 038 050, G & S: stand alone video game machines for use in gaming centers, casinos, and amusement facilities. FIRST USE: 19970600. FIRST USE IN COMMERCE: 19970600
Mark Drawing Code (1) TYPED DRAWING
Serial Number 75328795
Filing Date July 22, 1997
Current Filing Basis 1A
Original Filing Basis 1A
Published for Opposition July 29, 2003
Registration Number 2774273
Registration Date October 21, 2003
Owner (REGISTRANT) IDEA CENTER, INC. CORPORATION NEVADA 1440 Valley View Boulevard Las Vegas NEVADA 89103
Attorney of Record PHILIP D JUNKINS
Type of Mark TRADEMARK
Register PRINCIPAL
Live/Dead Indicator LIVE

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Typed Drawing

Word Mark

MONEY TO BURN

Goods and Services

10 (K9) US 021 023 026 036 038, C & S Reel slot machines; slot machines and gaming machines featuring slot machine type games via video display; coin-operated video output gaming machines, electrical, mechanical and video display gaming machines. FIRST USE: 20000606, FIRST USE IN COMMERCE: 20000606

Mark Drawing Code

(1) TYPED DRAWING

Serial Number

75747493

Filing Date

July 7, 1999

Current Filing Basis

1A

Original Filing Basis

1B

Published for Opposition

February 1, 2000

Registration Number

2424103

Registration Date

January 23, 2001

Owner

REGISTRANT WMS Gaming Inc. CORPORATION DELAWARE 3401 N. California Avenue Chicago IL 60618

Attorney of Record

Donald C. Knapp, Jr.

Type of Mark

TRADEMARK

Register

PRINCIPAL

Live/Dead Indicator

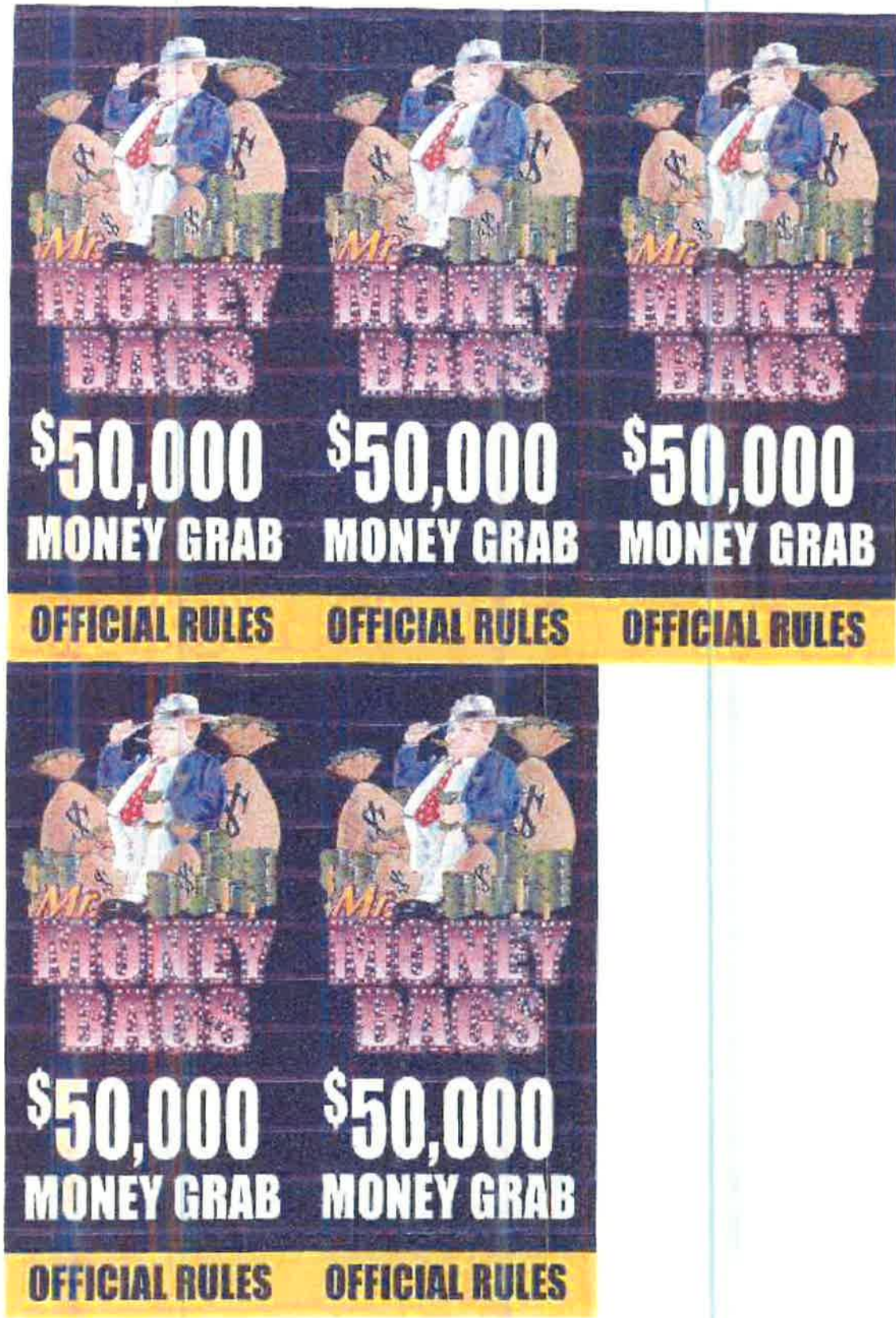
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SPRING TYPING

1. The first step in the process of the development of a new product is the identification of a market need. This is often done through market research, which can be conducted in a number of ways. One way is to conduct a survey of potential customers, asking them about their needs and preferences. Another way is to conduct focus groups, where a small group of people are brought together to discuss their needs and preferences. A third way is to conduct a competitive analysis, where the needs and preferences of your competitors are studied. Once a market need has been identified, the next step is to develop a product that meets that need. This is often done through a process of prototyping, where a small-scale version of the product is created and tested. Once a prototype has been created, it can be tested in a number of ways. One way is to conduct a pilot test, where a small number of potential customers are given the product and their feedback is collected. Another way is to conduct a full-scale test, where a larger number of potential customers are given the product and their feedback is collected. Once feedback has been collected, the product can be refined and then launched into the market.

STUDY RESULTS

DOI: 10.1002/for

The first of these is the fact that the system is not a simple one. It is a complex system, and the complexity is not only in the number of components, but also in the way they are interconnected. The second is the fact that the system is not a static one. It is a dynamic system, and the dynamics are not only in the way the components interact, but also in the way the system evolves over time. The third is the fact that the system is not a linear one. It is a non-linear system, and the non-linearity is not only in the way the components interact, but also in the way the system evolves over time. The fourth is the fact that the system is not a deterministic one. It is a stochastic system, and the stochasticity is not only in the way the components interact, but also in the way the system evolves over time. The fifth is the fact that the system is not a simple one. It is a complex system, and the complexity is not only in the number of components, but also in the way they are interconnected. The sixth is the fact that the system is not a static one. It is a dynamic system, and the dynamics are not only in the way the components interact, but also in the way the system evolves over time. The seventh is the fact that the system is not a linear one. It is a non-linear system, and the non-linearity is not only in the way the components interact, but also in the way the system evolves over time. The eighth is the fact that the system is not a deterministic one. It is a stochastic system, and the stochasticity is not only in the way the components interact, but also in the way the system evolves over time.

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Oklahoma Tribes Want End to Slot Supremacy Gamers
Wednesday December 11, 2008

OKLAHOMA - As reported by the Associated Press, "Amid the Las Vegas style hash of games, like Mr. Money Bags and Lucky Leprechaun, Oklahoma's tribal casinos want to end one gamble."

"It's a guessing game in which tribes add new slot-like machines, and then wait to see if U.S. regulators consider them lawful. When tribes lose, they pay by going to court or removing some of their most popular draws."


"A compact, or agreement, that would have legalized some questioned games in exchange for giving Oklahoma an estimated \$30 million share of the gambling pot each year is now on hold."

"The gaming changes, linked to an effort to rescue Oklahoma's ailing horse racing industry, lacked support in the state House. It adjourned last month without putting them to a vote."

"Without a compact, tribal casinos can offer only Class II games, such as bingo and pull tabs, and the state cannot touch the earnings."

"The difference between class II and casino style Class III machines can be so subtle, though, tribes rely on laboratories to make the call. Even then, regulators have disagreed."

"A compact would help tribes avoid costly court battles over game details, and give them the chance to buy machines instead of leasing them," [Bob Rabon, an attorney for the Chickasaw and Choctaw nations,] said. The tribes also have faith in the draw of the popular games - enough to give up millions in tax dollars."



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SERIAL NO: 78/235953

APPLICANT: VIDEO GAMING TECHNOLOGIES, INC.

CORRESPONDENT ADDRESS:

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Arlington, VA 22202-3514
ecom113@uspto.gov

MARK: MR. MONEY BAGS

CORRESPONDENT'S REFERENCE/DOCKET NO : 60583-002

CORRESPONDENT EMAIL ADDRESS:

IPDocket@h2law.com

Please provide in all correspondence:

1. Filing date, serial number, mark and applicant's name.
2. Date of this Office Action.
3. Examining Attorney's name and Law Office number.
4. Your telephone number and e-mail address.

OFFICE ACTION

TO AVOID ABANDONMENT, WE MUST RECEIVE A PROPER RESPONSE TO THIS OFFICE ACTION WITHIN 6 MONTHS OF OUR MAILING OR E-MAILING DATE.

Serial Number 78/235953

The assigned examining attorney has reviewed the referenced application and determined the following.

NO CONFLICTING REGISTERED MARKS

The examining attorney has found no conflicting registered marks which would bar registration under Trademark Act Section 2(d), 15 U.S.C. Section 1052(d). TMEP section 704.02. The applicant should, however, note the following **prior pending marks**.

PRIOR PENDING APPLICATIONS

The applicant applied to register the mark MR. MONEY BAGS plus a design for "gaming equipment." The examining attorney encloses information regarding pending Application Serial Nos. 76446039 and 76490610. The marks are MR. MONEY for "gaming machines for playing electric bingo games and games of chance" and MR. MONEY MAKER for "gaming machines and software." The filing dates of the referenced applications precede the applicant's filing date. There may be a likelihood of confusion between the applicant's mark and the referenced marks under Trademark Act Section 2(d), 15 U.S.C. Section 1052(d). If one or more of the referenced applications matures into a registration, the examining attorney may refuse registration in this case under Section 2(d). 37 C.F.R. Section 2.83; TMEP section 1208.01 because the marks share the words MR. MONEY and are for gaming machines. The applicant has not specified the identification and accordingly it is presumed that the id encompasses gaming machines. Action on this application will be suspended pending the disposition of the prior pending applications, upon receipt of the applicant's response resolving the other issues in the file. The applicant should note the following additional grounds for refusal.

VGT0065900

PROPOSED MARK IS ORNAMENTAL

The examining attorney refuses registration on the Principal Register because the proposed mark is ornamental as used on the goods. Trademark Act Sections 1, 2 and 45, 15 U.S.C. Sections 1051, 1052 and 1127. The examining attorney must conclude on the present record that the public would perceive the proposed mark merely as a decorative or ornamental feature of the goods and not as an indicator of the source of the goods. *See In re Owens-Corning Fiberglass Corp.*, 774 F.2d 1116, 227 USPQ 417 (Fed. Cir. 1985); *In re David Crystal, Inc.*, 296 F.2d 771, 132 USPQ 1 (CCPA 1961); *In re Villeroy & Boch S.A.R.L.*, 5 USPQ2d 1451 (TTAB 1987); *In re Astro-Gods Inc.*, 223 USPQ 621 (TTAB 1984); *In re Olin Corp.*, 181 USPQ 182 (TTAB 1973); TMEP section 1202.04 *et seq.*

The specimens show the proposed mark affixed in a large design to the center of the gaming machine. It is unlikely that a consumer would perceive the proposed mark as an indicator of source. Accordingly, it cannot be registered on the Principal Register.

OPTION

The applicant may attempt to overcome the stated refusal in three ways. First, the applicant may submit evidence that the proposed mark has become distinctive of the applicant's goods in commerce. Evidence submitted to show that the mark has acquired distinctiveness as an indicator of the source of the applicant's goods may consist of examples of advertising and promotional materials that specifically promote the subject matter for which registration is sought *as a mark*, dollar figures for advertising devoted to such promotion, dealer and consumer statements of recognition of the subject matter as a mark and any other evidence that establishes recognition of the matter as a mark for the goods. *See* TMEP section 1202.04(d).

Second, the applicant may attempt to overcome the refusal by showing that the proposed mark is an indicator of secondary source or sponsorship for the identified goods. That is, the applicant may submit evidence showing that the proposed mark would be recognized as a trademark or service mark through the applicant's use of the proposed mark with goods or services other than those identified here. The applicant must establish that, as a result of this use on other goods or services, the public would recognize the applicant as the secondary source or sponsor of the identified goods. *See* TMEP section 1202.04(c).

Third, the applicant may amend to the Supplemental Register. Certain marks which are not eligible for registration on the Principal Register, but which are capable of distinguishing the applicant's goods or services, may be registered on the Supplemental Register. Marks registered on the Supplemental Register are excluded from receiving some of the advantages of marks registered on the Principal Register. Section 26 of the Act, 15 U.S.C. Section 1904 lists the excluded sections. Registration on the Supplemental Register does permit: (1) use of the federal registration symbol; (2) use of the trademark as a bar to registration of confusingly similar marks; (3) registration abroad based on U.S. rights; and (5) the registrant may bring a suit in federal court.

Provided an application meets the requirements noted in TMEP §1114.02, it may be amended by requesting that the words "Principal Register" be changed to "Supplemental Register," which in effect changes the application from one requesting registration on the Principal Register to one requesting registration on the Supplemental Register.

INFORMALITIES

Although the examining attorney has refused registration, the applicant may respond to the refusal to register by submitting evidence and arguments in support of registration. If the applicant chooses to respond to the refusal to register, the applicant must also respond to the following informalities.

IDENTIFICATION OF GOODS

The identification of goods is unacceptable as indefinite. The applicant must specify the gaming equipment using the common commercial name. Depending on the identification, the goods may belong in either International Class 9 or International Class 28. For aid in selecting acceptable identifications of goods and services and determining proper classification, the searchable Manual of Acceptable Identifications of Goods and Services is available on the Agency website at the following address: [http://www.uspto.gov/web/offices/tac/doc/gsmannual/](http://www.uspto.gov/web/offices/tac/doc/gsmmanual/). The applicant may adopt the following identification, if accurate:

Gaming equipment, namely, slot machines with or without video output, in International Class 9; and/or

Gaming equipment, namely, chips, game wheels, poker chips, in International Class 28.

Please note that, while an application may be amended to clarify or limit the identification, additions to the identification are not permitted. 37 C.F.R. Section 2.71(a); TMEP section 1402.06. Therefore, the applicant may not amend to include any goods that are not within the scope of goods set forth in the present identification.

MULTI-CLASS APPLICATIONS

If the applicant prosecutes this application as a combined, or multiple-class application based on use in commerce under Trademark Act Section 1(a), 15 U.S.C. §1051(a), the applicant must comply with each of the following:

(1) The applicant must specifically identify the goods in each class and list the goods by international class with the classes listed in ascending numerical order. TMEP §1403.01.

(2) The applicant must submit a filing fee for each international class of goods/services not covered by the fee already paid. 37 C.F.R. §§2.6(a)(1) and 2.86(b); TMEP §§810.01 and 1403.01. Effective January 1, 2003, the fee for filing a trademark application is \$335 for each class. This applies to classes added to pending applications as well as to new applications filed on or after that date.

(3) The applicant must submit:

(a) dates of first use and first use in commerce and one specimen for each class that includes goods or services based on use in commerce under Trademark Act Section 1(a). The specimen submitted is acceptable for International Class 9. The dates of use must be at least as early as the filing date of this application, 37 C.F.R. §§2.34(a)(1) and 2.86(a), and the specimen(s) must have been in use in commerce at least as early as the filing date of the application, and/or

(b) a statement of a bona fide intention to use the mark in commerce on or in connection with all the goods or services specified in each class that includes goods or services based on a bona fide intention to use the mark in commerce under Trademark Act Section 1(b), where such statement was not included for the goods or services in the original application.

(4) The applicant must submit an affidavit or a declaration under 37 C.F.R. §2.20 signed by the applicant to verify (3) above. 37 C.F.R. §§2.59(a) and 2.71(c).

The following is a properly worded declaration under 37 C.F.R. §2.20. At the end of the response, the applicant should insert the declaration signed by a person authorized to sign under 37 C.F.R. §2.33(a).

The undersigned, being hereby warned that willful false statements and the like so made are punishable by fine or imprisonment, or both, under 18 U.S.C. §1001, and that such willful false statements may jeopardize the validity of the application or any resulting registration, declares that the facts set forth in this application are true; all statements made of his/her own knowledge are true; and all statements made on information and belief are believed to be true.

(Signature)

(Print or Type Name and Position)

(Date)

BLACK AND WHITE DRAWING NEEDED

The applicant's current drawing is unacceptable because it is blurry and contains gray shading. The applicant must submit a black and white drawing page.

The requirements for a special-form drawing are as follows:

(1) The drawing must appear in black and white; no color is permitted.

(2) Every line and letter must be black and clear.

(3) The use of gray to indicate shading is unacceptable.

(4) The lining must not be too fine or too close together.

(5) The preferred size of the area in which the mark is displayed is 2½ inches (6.1 cm.) high and 2½ inches (6.1 cm.) wide. It should not be larger than 4 inches (10.3 cm.) high or 4 inches (10.3 cm.) wide.

(6) If the reduction of the mark to the required size renders any details illegible, the applicant may insert a statement in the application to describe the mark and these details.

37 C.F.R. §2.52; TMEP §§807.01(b) and 807.07(a). The Office will enforce these drawing requirements strictly.

The Office prefers that the drawing be depicted on a separate sheet of smooth, nonshiny, white paper 8 to 8½ inches (20.3 to 21.6 cm.) wide and 11 inches (27.9 cm.) long, and that the sheet contain a heading listing, on separate lines, the applicant's complete name; the applicant's address; the goods or services recited in the application; and, if the application is filed under Section 1(a) of the Act, the dates of first use of the mark and of first use of the mark in commerce; or, if the application is filed under Section 44(d), the priority filing date of the foreign application. 37 C.F.R. §2.52(b); TMEP §§807.01(a), 807.01(b), 807.01(c) and 807.07(a).

/Tanya L. Amos/
Trademark Examining Attorney
Law Office 113
(703) 308-9113 Ext. 135 Phone
(703) 746-6485 Fax

How to respond to this Office Action:

To respond formally using the Office's Trademark Electronic Application System (TEAS), visit <http://www.uspto.gov/teas/index.html> and follow the instructions.

To respond formally via E-mail, visit <http://www.uspto.gov/web/trademarks/tmelecresp.htm> and follow the instructions.

To respond formally via regular mail, your response should be sent to the mailing Return Address listed above and include the serial number, law office and examining attorney's name on the upper right corner of each page of your response.

To check the status of your application at any time, visit the Office's Trademark Applications and Registrations Retrieval (TARR) system at <http://tarr.uspto.gov/>

For general and other useful information about trademarks, you are encouraged to visit the Office's web site at <http://www.uspto.gov/main/trademarks.htm>

FOR INQUIRIES OR QUESTIONS ABOUT THIS OFFICE ACTION, PLEASE CONTACT THE ASSIGNED EXAMINING ATTORNEY.

Print: Oct 11, 2003

76446039

MR. MONEY

Serial Number

76446039

Status

NOTICE OF ALLOWANCE - ISSUED

Word Mark

MR. MONEY

Type of Mark

TRADEMARK

Register

PRINCIPAL

Mark Drawing Code

(1) TYPED DRAWING

Owner

Multimedia Games, Inc. CORPORATION TEXAS 8900 Shoal Creek Blvd. #300
Austin TEXAS 78757

Goods/Services

Class Status -- ACTIVE. IC 009. US 021 023 026 036 038. G & S:
gaming machines for playing electronic bingo games and games of
chance.

Filing Date

2002/08/29

Examining Attorney

LAVINE, JACQUELINE A.

Attorney of Record

Peter J. Alessandria

Print: Oct 11, 2003

76490610

MR. MONEY MAKER

Serial Number

76490610

Status

NON-FINAL ACTION - MAILED

Word Mark

MR. MONEY MAKER

Type of Mark

TRADEMARK

Register

PRINCIPAL

Mark Drawing Code

(1) TYPED DRAWING

Owner

Crescent Enterprises, LLC LIMITED LIABILITY CORPORATION DELAWARE 920
Frontage Road-Staunton Bridge Greenville SOUTH CAROLINA 29611

Goods/Services

Class Status -- ACTIVE. IC 009. US 021 023 026 036 038. G & S:
gaming machines and software.

Filing Date

2003/02/19

Examining Attorney

BRYAN-JOHNSON, HELLEN

Attorney of Record

Elizabeth D. Christian

*** User: tamos ***

#	Total Marks	Dead Marks	Live Viewed Docs	Live Viewed Images	Status/ Search Duration	Search
01	18	1	17	1	0:02	"video gaming technologies"[cn]
02	7785	N/A	0	0	0:01	*mr*[bi,ti]
03	3965	N/A	0	0	0:05	*m{"eiy"}:"sz")t[v;r*[bi,ti]
04	8400	N/A	0	0	0:01	*mon{"eiy"}*[bi,ti]
05	5579	N/A	0	0	0:02	*bag*[bi,ti]
06	1175	N/A	0	0	0:01	020130[dc]
07	15433	N/A	0	0	0:01	020131[dc]
08	1687	N/A	0	0	0:02	090505[dc]
09	350	N/A	0	0	0:01	100101[dc]
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12	1162	N/A	0	0	0:02	200324[dc]
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18	96	54	32	31	0:01	5 and (6 or 7 or 8 or 9 or 11 or 12 or 13 or 14 or 15)
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20	430	205	225	225	0:01	7 and (8 or 9 or 11 or 12 or 13 or 14 or 15)
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32	825	0	325	241	0:10	3 and "028"[cc] not dead[ld]

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Drawing Page**Serial Number:**

78235953

Applicant:

VIDEO GAMING TECHNOLOGIES, INC.
5951 HIGHWAY 221
ROEBUCK TN USA 29376

**Date of First Use:**

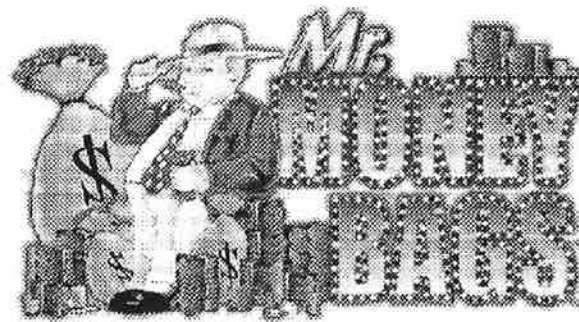
03/10/2003

Date of First Use in Commerce:

03/10/2003

Goods and Services:

gaming equipment

Mark:

NO OCR



04-09-2003



Internet Transmission Date:

2003/04/09

Serial Number:

78235953

Filing Date:

2003/04/09



TRADEMARK APPLICATION

U.S. DEPARTMENT OF COMMERCE
PATENT AND TRADEMARK OFFICE
FEE RECORD SHEET

TOTAL FEES PAID: \$335

RAM SALE NUMBER: 437
RAM ACCOUNTING DATE: 04/10/2003



NO OCR



04-09-2003

eTeas Trademark/Service Mark Application

78235953

DOCUMENT INFORMATION	
TRADEMARK/SERVICEMARK APPLICATION	
VERSION 1.24	
APPLICANT INFORMATION	
NAME	VIDEO GAMING TECHNOLOGIES, INC.
STREET	5951 HIGHWAY 221
CITY	ROEBUCK
STATE	TN
COUNTRY	USA
ZIP/POSTAL CODE	29376
APPLICANT ENTITY INFORMATION	
CORPORATION: STATE/COUNTRY OF INCORPORATION	Tennessee
TRADEMARK/SERVICEMARK INFORMATION	
MARK TYPED FORM	 No
BASIS FOR FILING AND GOODS/SERVICES INFORMATION	
USE IN COMMERCE: SECTION 1(a)	Yes
SPECIMEN	Yes
SPECIMEN DESCRIPTION	N/A
INTERNATIONAL CLASS NUMBER	009
LISTING OF GOODS AND/OR SERVICES	gaming equipment
FIRST USE	03/10/2003

78235953

eTeas Trademark/Service Mark Application

78235953

ANYWHERE DATE	
FIRST USE IN COMMERCE DATE	03/10/2003
ATTORNEY INFORMATION	
NAME	Melinda B. Buurma
STREET	39400 Woodward Ave., Suite 101
CITY	Bloomfield Hills
STATE	MI
COUNTRY	USA
ZIP/POSTAL CODE	48304-5151
FIRM NAME	Howard & Howard Attorneys, P.C.
E-MAIL ADDRESS	IPDocket@h2law.com
AUTHORIZE E-MAIL COMMUNICATION	Yes
TELEPHONE NUMBER	248-645-1483
FAX NUMBER	248-645-1568
ATTORNEY DOCKET NUMBER	60583-002
OTHER APPOINTED ATTORNEY(S)	Brian D. Herrington
FEE INFORMATION	
TOTAL FEES PAID	335
NUMBER OF CLASSES PAID	1
NUMBER OF CLASSES	1
LAW OFFICE INFORMATION	
E-MAIL ADDRESS	IPDocket@h2law.com

78235953

eTeas Trademark/Service Mark Application

78235953

FOR CORRESPONDENCE	
SIGNATURE AND OTHER INFORMATION	
SIGNATURE	/Melinda B. Buurma/
DATE	04/09/2003
NAME	Melinda B. Buurma
TITLE	Attorney
MAILING ADDRESS	
LINE	Melinda B. Buurma
LINE	Howard & Howard Attorneys, P.C.
LINE	39400 Woodward Ave., Suite 101
LINE	Bloomfield Hills MI USA 48304-5151
SERIAL NUMBER INFORMATION	
SERIAL NUMBER	78235953
RAM INFORMATION	
RAM SALE NUMBER	437
RAM ACCOUNTING DATE	04/10/2003
INTERNET TRANSMISSION DATE	Wed Apr 09 19:39:08 EDT 2003
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E-MAIL ADDRESS FOR ACKNOWLEDGMENT	IPDocket@h2law.com

78235953

eTeas Trademark/Service Mark Application

78235953

<SERIAL NUMBER> 78235953

<FILING DATE> 04/09/2003

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<VERSION 1.24>

<APPLICANT INFORMATION>

<NAME>

VIDEO GAMING TECHNOLOGIES, INC.

<STREET>

5951 HIGHWAY 221

<CITY>

ROEBUCK

<STATE>

TN

<COUNTRY>

USA

<ZIP/POSTAL CODE>

29376

<APPLICANT ENTITY INFORMATION>

<CORPORATION: STATE/COUNTRY OF INCORPORATION> Tennessee

<TRADEMARK/SERVICEMARK INFORMATION>

<MARK>

<TYPED FORM> No

~Applicant requests registration of the above-identified trademark/service mark in the United States Patent and Trademark Office on the Principal Register established by the Act of July 5, 1946 (15 U.S.C. Section 1051 et seq., as amended).~

<BASIS FOR FILING AND GOODS/SERVICES INFORMATION>

<USE IN COMMERCE: SECTION 1(a)> Yes

~The applicant is using the mark in commerce, or the applicant's related company or licensee is using the mark in commerce, or the applicant's predecessor in interest used the mark in commerce, on or in connection with the identified goods and/or services. 15 U.S.C. Section 1051(a), as amended.~

Applicant attaches one SPECIMEN for each class showing the mark as used in commerce on or in connection with any item in the class of listed goods and/or services.

<SPECIMEN> Yes

<SPECIMEN DESCRIPTION> N/A

<INTERNATIONAL CLASS NUMBER> 009

<LISTING OF GOODS AND/OR SERVICES> gaming equipment

<FIRST USE ANYWHERE DATE> 03/10/2003

<FIRST USE IN COMMERCE DATE> 03/10/2003

<ATTORNEY INFORMATION>

<NAME>

Melinda B. Buurma

<STREET>

39400 Woodward Ave., Suite 101

eTeas Trademark/Service Mark Application

78235953

<CITY> Bloomfield Hills
<STATE> MI
<COUNTRY> USA
<ZIP/POSTAL CODE> 48304-5151
<FIRM NAME> Howard & Howard Attorneys, P.C.
<E-MAIL ADDRESS> IPDocket@h2law.com
<AUTHORIZE E-MAIL COMMUNICATION> Yes
<TELEPHONE NUMBER> 248-645-1483
<FAX NUMBER> 248-645-1568
<ATTORNEY DOCKET NUMBER> 60583-002
<OTHER APPOINTED ATTORNEY(S)> Brian D. Herrington

<FEE INFORMATION>

<TOTAL FEES PAID> 335
<NUMBER OF CLASSES PAID> 1
<NUMBER OF CLASSES> 1

<LAW OFFICE INFORMATION>

~The USPTO is authorized to communicate with the applicant's attorney at the below e-mail address~

<E-MAIL ADDRESS FOR CORRESPONDENCE> IPDocket@h2law.com

<SIGNATURE AND OTHER INFORMATION>

~The undersigned, being hereby warned that willful false statements and the like so made are punishable by fine or imprisonment, or both, under 18 U.S.C. Section 1001, and that such willful false statements, and the like, may jeopardize the validity of the application or any resulting registration, declares that he/she is properly authorized to execute this application on behalf of the applicant; he/she believes the applicant to be the owner of the trademark/service mark sought to be registered, or, if the application is being filed under 15 U.S.C. Section 1051(b), he/she believes applicant to be entitled to use such mark in commerce; to the best of his/her knowledge and belief no other person, firm, corporation, or association has the right to use the mark in commerce, either in the identical form thereof or in such near resemblance thereto as to be likely, when used on or in connection with the goods/services of such other person, to cause confusion, or to cause mistake, or to deceive; and that all statements made of his/her own knowledge are true; and that all statements made on information and belief are believed to be true.~

<SIGNATURE> /Melinda B. Buurma/
<DATE> 04/09/2003
<NAME> Melinda B. Buurma
<TITLE> Attorney

<MAILING ADDRESS>

<LINE> Melinda B. Buurma

78235953

eTeas Trademark/Service Mark Application

78235953

<LINE> Howard & Howard Attorneys, P.C.
<LINE> 39400 Woodward Ave., Suite 101
<LINE> Bloomfield Hills MI USA 48304-5151

<SERIAL NUMBER INFORMATION>

<SERIAL NUMBER> 78235953

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<RAM SALE NUMBER> 437

<RAM ACCOUNTING DATE> 04/10/2003

<INTERNET TRANSMISSION DATE> Wed Apr 09 19:39:08 EDT 2003

<TEAS STAMP>

USPTO/BAS-642444519-20030409193908110458-78235953-

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E-MAIL ADDRESS FOR ACKNOWLEDGMENT> IPDocket@h2law.com

78235953

Drawing Page**Serial Number:**

78235953

Applicant:

VIDEO GAMING TECHNOLOGIES, INC.
5951 HIGHWAY 221
ROEBUCK TN USA 29376

**Date of First Use:**

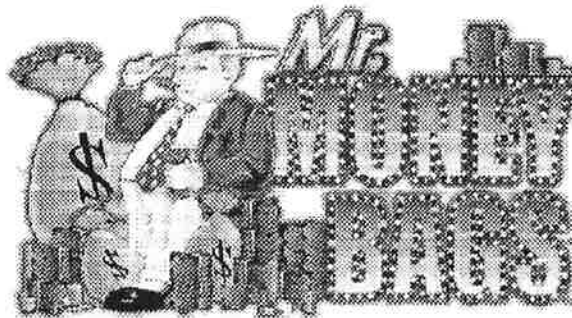
03/10/2003

Date of First Use in Commerce:

03/10/2003

Goods and Services:

gaming equipment

Mark:

NO OCR



04-09-2003



ORIGINAL SPECIMEN

Internet Transmission Date:

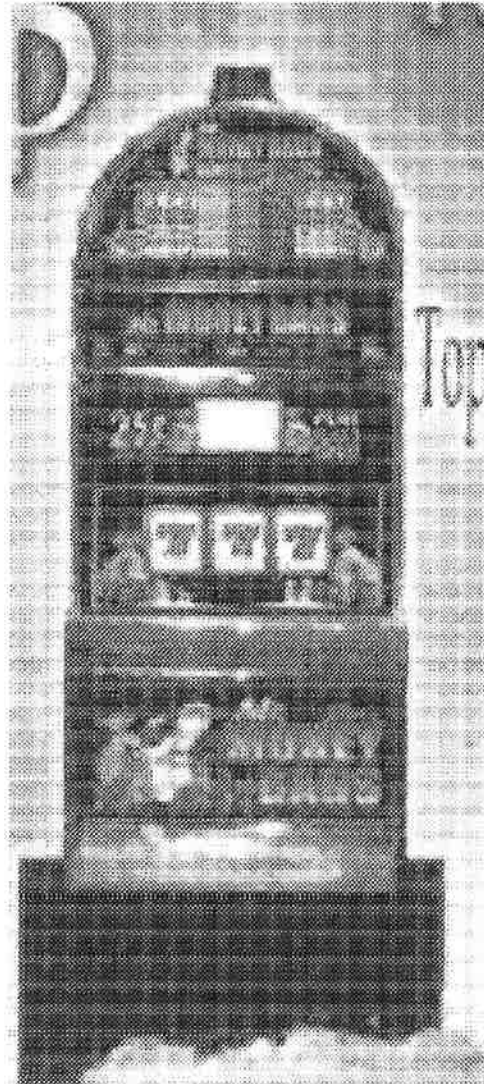
2003/04/09

Serial Number:

78235953

Filing Date:

2003/04/09



The applicant has submitted required color specimen.
The USPTO has printed only one copy of the specimen,
and extra copies can be produced in-house as needed.

